

The quest for modern leadership

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British literary world pays tribute as Iris Murdoch dies



Murdoch: won Booker

By DALYA ALBERGE AND CLAUDIA JOSEPH

TRIBUTES poured in last night for Iris Murdoch, who died yesterday afternoon after a long struggle against Alzheimer's disease. After entering a nursing home a fortnight ago, she had lost the will to eat and drink. Her husband, John Bayley, 73, was at her side when she died.

Dame Iris, 79, will be remembered as a novelist of ideas, a philosopher who wrote for the people beyond the senior common room. She won the Booker Prize for *The Sea, The Sea* and was put forward for a Nobel Prize for Literature. A prolific writer, she published 27 novels. She married John Bayley, the literary critic, when 37. They met when he was a tutor at St Antony's College, Oxford, and she a don at nearby St Anne's. He fell in love at first sight as she bicycled "slowly and laboriously" past his window.

Mr Bayley said: "I was so happy that she was happy in a wonderful home, a nursing home. They were extremely good to her. But she'd only been there a fortnight. She had been growing weaker and weaker. But it was such a painless death and I was with her. It was expected, but not as soon as this."

Some of Britain's leading writers were among those offering tributes to Iris Murdoch, the woman and the novelist. Josephine Hart, the novelist and a close friend since 1987, said: "As a person, Iris was the most graceful human being I've met in my life. She had the deepest respect for every other individual person. You could see it with everyone, from small children who she'd treat so calmly, as if listening to a philosopher."

She added: "One of the reasons that the books will survive and remain so important is that she led us down the labyrinth of our own mind. Of course, she was unbelievably clever and witty. Her writing had a great moral power. You learnt in reading her books, so much about yourself. She made you go inside yourself."

Another friend, John Gigg, the historian, said: "Iris is one of those rare authors who have created a fictional world so vivid and strange that an adjective based on her name has entered the language. But she was even more rare in being a person who combined brilliant intellect and imagination with a marvellously warm and in many ways simple heart."

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Bill Clinton, with former Presidents Carter, Ford and Bush, walks alongside President Chirac of France. Tony Blair is among other mourners at the top left

Homage to Hussein

Funeral brings enemies together

By CHRISTOPHER WALKER IN AMMAN

IN DEATH as in life, King Hussein of Jordan yesterday acted as a bridge-builder as his funeral brought together sworn enemies who united in paying homage to one of the great peacemakers of the 20th century.

The outcome of the open and secret exchanges between about 50 heads of state and government will only become clear in the coming weeks and months. But all present were agreed that as a gathering of world leaders, the funeral was unique, overshadowing the final rites for Yitzhak Rabin, the Israeli Prime Minister assassinated in 1995, or those in 1981 for the Egyptian leader,

Anwar Sadat, who suffered the same fate because of his backing for peace between Jews and Arabs.

For the first time in the 50-year history of the Jewish state, an Israeli delegation attended the same ceremony as President Assad of Syria, a last-minute unannounced guest. Also present were delegations from Iraq and Libya, countries which remain technically at war with Israel, and Yasser Arafat, the Palestinian leader, whose 1993 peace deal with Israel is close to collapse.

Although Benjamin Netanyahu, the hardline Israeli Prime Minister, did not come face-to-face with the wily Syrian leader, he said later: "The fact that we all came here to signal our commitment to real peace convinced me that I must try to achieve a new beginning, to broaden the efforts

for peace and make it real." Mr Netanyahu said that as well as speaking to many Jordanians, he had met representatives of unnamed Arab states. He, like other leaders who walked behind the coffin under leaden skies, said he saw Mr Assad's surprise visit — in the knowledge that Israel would be sending a large delegation of 23 — as a signal of his renewed interest in peace.

After speaking at length to King Abdullah II, Jordan's courteous and ramrod-backed new monarch, the Israeli Prime Minister said: "I see Abdullah as a very open and warm-hearted person, someone who strongly resembles his father, and I have no doubt he will follow in his father's footsteps."

The two are due to meet for substantive talks soon. No less remarkable than the unprecedented Israeli-Arab presence was the mingling of President Clinton and three former US Presidents, Jimmy Carter, George Bush and Gerald Ford, in a gathering which included a Vice-President of Iraq, the son of Libya's maverick leader, Colonel Gaddafi, and the leader of Sudan — all countries attacked by US planes or missiles in recent years.

Notable by her absence was Madeleine Albright, the US Secretary of State, who instead sent her number three, Thomas Pickering. US officials said Ms Albright had decided against attending because of the strict Islamic custom governing the conduct of the funeral, which kept men and women separate and prevented all but a few women, permitted for obscure protocol reasons, from paying their respects beside the men at the late King's flag-draped coffin.

During the five-hour ceremony, the coffin had been driven through the rain-lashed streets of Amman, lined with weeping Jordanians, some beating their faces and chests in grief.

Queen Noor, the late King's elegant fourth wife, and other female members of the Royal Family, including his six daughters from four marriages, stayed at his private residence, Bab al-Salam (Gate of Peace), in keeping with Islamic tradition. Jordanians who saw the Queen said she looked distraught.

Wearing traditional white headscarves of mourning, the women huddled together on the steps to bid farewell as the motorcade carrying the coffin — shadowed by three helicopters — raced through the

streets on a 12-mile journey to the King's final resting place. That was the Hashemite burial site close to the hilltop palace of Raghadan which overlooks Amman. The sprawling capital has grown out of all recognition since Hussein ascended the throne in 1952.

Because of security concerns that Iraqi agents might try to disrupt proceedings because of the presence of Mr Clinton and Tony Blair, the British Prime Minister — the twin architects of December's bombing campaign against Baghdad — the vehicles sped through the streets. There were chaotic scenes as crowds lining the route broke the ineffective security cordons to chase the procession in an expression of grief.

The funeral was itself a mirror of some of the deep social divisions that King Abdullah will have to repair. The poor

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Till shuts on British rebate

FROM CHARLES BRENNER IN BRUSSELS

BRITAIN'S special cash-back deal from the Brussels budget came under fire from 14 other member states yesterday as ministers failed to agree on spending reforms. It set the scene for a crisis summit in Berlin next month.

Gordon Brown, the Chancellor, won no converts when he pressed the Government's case for retaining the annual

£2 billion rebate at a session of finance ministers that was supposed to set guidelines for reorganising farm spending.

However, Britain's lonely stand on its 14-year-old rebate was eclipsed by the disarray among all EU governments on all the key elements of the six-year spending package that is due to be settled by April.

Man's over plans for cutting farm spending, which consumes half the EU's annual £65 billion budget. Tony Blair and the other leaders are supposed to tie up the budget deal in Berlin on March 25.

The only common cause among bickering ministers was opposition to the British rebate. "It is inconceivable that the British rebate can go on operating in the old way," said Dominique Strauss-Kahn, the French minister.

Output falls

Manufacturing output fell in December, with factory gate prices falls recorded for the first time. Page 25

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هنا من الفصل

KING HUSSEIN'S FUNERAL: GRAVESIDE RECONCILIATION

Embrace by Assad signals thaw in relations

FROM CHRISTOPHER WALKER
IN AMMAN

SYRIA

SYRIA'S President Assad yesterday made a rare foray abroad to pay his last respects to a man regarded as his old enemy.

Although the "Fox of Damascus" appeared to go out of his way to avoid being close to any of the Israelis scattered through the scrimmage that took place outside Amman's elegant Raghadan Palace, his mere presence and the body language of his meeting with Jordan's new leader, King Abdullah II, signalled a thaw in Syrian-Jordanian relations.

After the burial of the late monarch, Mr Assad was symbolically the first in line of all the foreign dignitaries to offer his condolences to King Abdullah. Their embrace was widely remarked upon, as was Mr Assad's visible emotion when he halted earlier before the flag-draped coffin of the late King and appeared to say a prayer.

"There was a strong hint here, and with other meetings at the funeral, that a number of Arab countries at loggerheads with tiny Jordan are now prepared to turn over a new leaf with its new leadership," a senior Arab diplomat said. "The strong delegation from Kuwait's ruling al-Sabah family showed us all that the rift stretching back to the [1991] Gulf crisis is over."

Relations between Syria and Jordan were strained for years by Mr Assad's suspicion that King Hussein maintained secret ties with Israel, while the King was wary of Syria's territorial ambitions and

mindful that during the 1970 Black September Palestinian uprising, Syrian tanks had only been deterred by Israeli troop manoeuvres from crossing into Jordan.

When Jordan decided to go it alone without Syria and signed a peace treaty with Israel in 1994, President Assad fumed, charging that Jordan had committed a "grave offence against united Arab efforts to reach a comprehensive peace".

King Hussein and President Assad never agreed on anything because the monarch always suspected that the Syrian leader and former Air Force Commander wanted to rule over a "greater Syria", comprising of Syria proper, Lebanon, Palestine and Transjordan. For his part, Mr Assad never forgave the late Jordanian monarch for making a secret visit to Tel Aviv in 1973 to warn Israeli leaders of the imminent Syrian-Egyptian military offensive.

But the Syrian leader did telephone the ailing King on January 19 to inquire about his health. He flew in for yesterday's funeral without notice after postponing until tomorrow a nationwide referendum that had been scheduled for yesterday to reconfirm his position as President.

There was diplomatic speculation that the graveside reconciliation could have two outcomes. "Either it could signal that Assad wants Jordan's new leader to cool his ties with Israel as a price of renewed



President Assad of Syria, right, arrives yesterday at the Raghadan Palace in Amman with Farouk al-Sharaa, Syria's Foreign Minister

friendship with Damascus, or Abdullah could act as a useful go-between in a bid to restart Israel-Syria peace talks if Labour wins Israel's May general election," one envoy said.

In another diplomatic surprise during the marathon ceremony, the head of a Damascus-based radical Palestinian group that rejected peace with Israel as negotiated by the

peace who fought for many years to advance peace in the Middle East. We recognise this and, God willing, peace will come to our region."

Mr Weizman said in response that he hoped that Syria and Lebanon, which are still technically at war with Israel, would join the peace process. Israel radio later reported that Ariel Sharon, the Foreign

Minister, had reprimanded Mr Weizman for the exchange. The DFLP was responsible for a number of terrorist attacks inside Israel including the deaths of 24 schoolchildren and a soldier in the northern town of Maalot in 1974.

Since rejecting the peace deal, Mr Hawatmeh, 62, who has links with another renegade Palestinian leader,

Georges Habash, has called for a two-state solution, but objects to Yasser Arafat's 1993 deal, claiming that it falls short of the aspirations of the Palestinian people.

The sheer weight of the US delegation led by President Clinton, and including three former Presidents and the head of the World Bank, was seen as evidence that the West plans to back up its moral support for the new Jordanian ruler with much needed aid for his battered economy. As a start, Mr Clinton has already pledged to rush through a new \$300 million (£187.5 million) aid package.

Discreet diplomacy took place in Amman's heavily guarded luxury hotels and chancelleries before and after the funeral.

From another potential conflict zone, Turkey's President Demirel was in attendance along with his Cypriot counterpart, President Clerides, 30 per cent of whose country is occupied by Turkish troops.



President Yeltsin arrives for the funeral before cutting short his visit, which was made against medical advice

Hague slips back to third place

BY MARK INGLEFIELD
POLITICAL REPORTER

THE presence of three former American Presidents at King Hussein's funeral yesterday left many wondering why no former British Prime Ministers were among the mourners.

But this was not the only apparent breach of protocol. Onlookers were surprised to see William Hague reduced to following Paddy Ashdown, the Liberal Democrat leader, when the British party attended King Hussein's coffin. Normally, the Leader of Her Majesty's Opposition walks alongside or behind the Prime Minister at official events, with the leader of the smaller party trailing behind.

Downing Street officials were adamant this was not a snub to Mr Hague. "We had no involvement in the arrangements," they said. A spokesman for Mr Hague was keen to play down the Tory leader's apparent relegation in status. "Mr Ashdown always tries to keep as close to Mr Blair as he can," he said.

It was harder to say why Lord Callaghan, Sir Edward Heath, Baroness Thatcher or John Major were absent from the event, which attracted

BRITAIN

more than 30 national leaders and royalty from 14 countries. All the former British leaders had been friendly with the former monarch during his 47-year reign. Lady Thatcher and John Major had relied heavily on his support during many crises in the Middle East, including the Gulf War.

"Downing Street sources said that, as far as they were aware, none of the former Prime Ministers asked if they could attend the funeral. Lady Thatcher will pay her respects to the King tomorrow morning by signing a book of condolence at the Jordanian Embassy in London.

This was probably a wise move. In accordance with Islamic custom she, along with Queen Noor, Hillary Clinton and other female dignitaries would have been allowed a limited role in the ceremony.

Sir Edward Heath's office, when told of Lady Thatcher's visit to the embassy, said he would do the same thing the next time he was in London. Mr Major and Lord Callaghan, the former Labour Prime Minister, are expected to follow suit.

Downing Street would not disclose how many were among Mr Blair's party.



'A number of Arab countries are prepared to turn over a new leaf'

PLO, shook hands with President Weizman of Israel and hailed him as a man of peace.

Nayef Hawatmeh, the veteran general secretary of the Marxist Democratic Front for the Liberation of Palestine, approached Mr Weizman at the palace while waiting for the funeral to begin. According to the President's spokesman, he told him: "You are a man of

peace who fought for many years to advance peace in the Middle East. We recognise this and, God willing, peace will come to our region."

Mr Weizman said in response that he hoped that Syria and Lebanon, which are still technically at war with Israel, would join the peace process. Israel radio later reported that Ariel Sharon, the Foreign

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Binyamin Netanyahu, Israel's Prime Minister, pays his respects to King Abdullah II

Time running out for elder statesmen on Arab stage

THE funeral of King Hussein provided a graphic reminder of the mortality of most of the remaining Arab heads of state — and signalled that the Arab world is poised for a sweeping change of guard. "It is no secret that most rulers of the 20 Arab nations are elder statesmen who have ruled for a long period of time, and if an Arab summit is held five years from now most of them will not be there," noted Fahed al-Fanek, Jordan's leading columnist.

The question is whether the younger generation poised to take over will attempt to transform the fundamentals of how the Arab world is governed, or simply prove to be new faces in control of unchanged, repressive political machines.

Unlike Jordan, where the transfer of power from the royal father, 63, to his eldest, 37-year-old son passed remarkably smoothly, in many Arab League countries the path of succession remains fraught with danger. "The leaders of the Middle East are ageing," Taher Masri, the former Jordanian Prime Minister, told the *Jordan Times*. "Change could come from within, with a new spirit to liberalise the regimes, bringing more democracy and

The Jordan monarch's death has focused attention on other leaders' health, writes Christopher Walker

relying more on state institutions than their predecessors."

In Saudi Arabia, over recent years threatened from within by a growing number of Islamic extremists, the transition has begun. King Fahd, 76, is seriously ill, hardly able to walk, and yesterday sent his half-brother and designated heir, Crown Prince Abdullah, to represent him.

By contrast, in two other key Arab states, Egypt and neighbouring Libya, the succession remains uncertain. The Libyan dictator Colonel Muammar Gaddafi, 56, in power since 1969 coup, is also reported by intelligence sources to be in indifferent health. Significantly, he dispatched his eldest son to Amman last month to congratulate Abdullah when King Hussein named him heir apparent on January 25, signalling a possible attempt to keep the leadership in the family. In Egypt,

although President Mubarak's smooth 1981 takeover from the assassinated Anwar Sadat was helped because he was Vice-President, he has never named a deputy — fearing a possible rival centre of power.

In Syria and the recently formed Palestinian Authority, the future also remains open to serious doubt with the chances of instability high. Both Syria's President Assad and Yasser Arafat, the Palestinian leader, will turn 70 this year, and each has recently demonstrated unmistakable signs of deteriorating health.

Although President Assad does have an official number two, Abdul-Halim Khaddam, his hardline Vice-President, he has spent much time grooming his second son, Bashar, an ophthalmologist said to lack his father's mettle and legendary cunning, to succeed him.

The President had to switch his plans after his favourite eldest son, Bassel, was killed in a high-speed car crash.

Mr Arafat, the former guerrilla leader who survived many assassination attempts, is now visibly suffering from a perpetually trembling lower lip, thought to mark the onset of Parkinson's disease, and has admitted he may not live another two years. He, too, has never designated a successor. If he were to die soon, there could be a civil war between different factions of the Palestinian security forces.

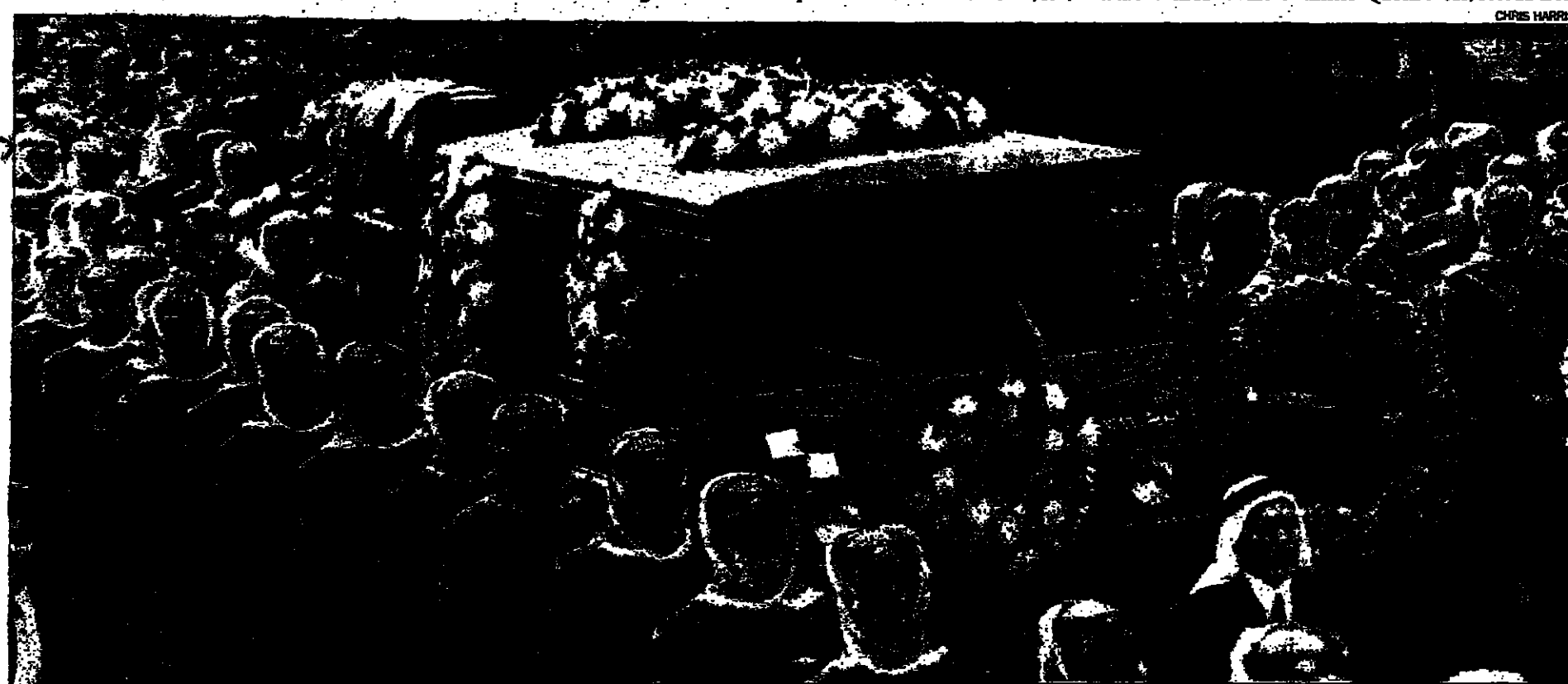
Another neighbour of Jordan where any transfer of power could have wide-ranging regional implications is Iraq. If American efforts to overthrow President Saddam Hussein, in power since 1979, succeeded, near-anarchy could follow, with the Kurdish north and Shia Muslim south splitting away from the mainly Sunni Muslim centre that includes Baghdad.

In the emirates of the Gulf, many leaders are ageing, too, having ruled since their states gained independence. From Britain, King Abdullah II of Jordan has made a point of cultivating close ties with the next generation there.

KING HUSSEIN'S FUNERAL: ROYAL HOUSE UNITES



King Abdullah, right, comforts his uncle, Prince Muhammad, at the Raghadan Palace. Deposed Crown Prince Hassan, left, is at the forefront of the mourners. Queen Noor, second from left, with Princesses Iman, Raya and Haya show their grief



The funeral procession embarks on the final journey from the Raghadan Palace to the Royal Cemetery, where King Hussein was laid to rest beside his father and grandfather

Family closes ranks in grief

By CHRISTOPHER WALKER
AND ROSS DUNN

JORDAN'S Royal Family yesterday staged a dignified but effective show of unity in grief to mark King Hussein's funeral and to mask the internal feuds over power which marred the last months of his life.

The new King, Abdullah II, stood close to — and often consulted — the late King's youngest brother, Prince Hassan, who was deposed two weeks ago after being the designated heir for 34 years. Senior officials said he would be offered an important advisory post in the new administration.

Standing near them, also showing signs of deep sadness, was Prince Muhammad, Hussein's little-known second brother, who was passed over as Crown Prince in 1965 because of fears of hereditary mental instability. These fears have been discounted. Also present as Hussein's five sons stood close to each other — and at one point helped to carry the flag-draped coffin — was the newly appointed heir apparent, Hamzah, Hussein's eldest son by his fourth wife, the American-born Queen Noor. She will



The late King's horse, his master's boots reversed in the stirrups

THE FAITHFUL STALLION

AMONG many moving moments in a day of grief unlike any seen before in the Hashemite kingdom, even hardened television commentators shed a tear at the sight of the King's beloved white Arab stallion Amir — his master's black boots reversed in the stirrups — following the coffin dejectedly towards the sounding of the Last Post and the firing of a 15-gun salute.

As befits tradition in this desert kingdom, the horse — often seen with military trappings with the uniformed King in the saddle — will never be ridden again now that his royal rider is dead.

retain a position of considerable influence in her adopted country.

The surprise appointment of Crown Prince Hamzah, 18, who is at Sandhurst, was seen by many Jordanians as another attempt to heal family divisions. However, some opposition members saw it as evidence that the US may indirectly increase its influence over Jordanian affairs because they assume Queen Noor will pursue Washington's line.

United yesterday in mourning, the

Hashemite family is now expected to rally round King Abdullah, 37, in the difficult early months of his rule, when foreign powers or internal subversives, including Muslim extremists, could try to destabilise Jordan.

Taking his place along a main boulevard to watch the funeral procession yesterday, Ghadi Naouri, a businessman, managed a difficult balancing act. With one arm, he held up a homemade poster proclaiming "Our King of Peace, May He Rest In

Peace". With the other he held aloft his three-year-old daughter, Indira, so that she could see over the heads of other bystanders. "I want her to remember this day," said Mr Naouri. He said that the Israeli delegation, including Benjamin Netanyahu, the Prime Minister, was welcome in Jordan because King Hussein had wanted to normalise relations between the two former enemies.

In 1994, Jordan signed a treaty with Israel, becoming only the sec-

ond Arab nation after Egypt to make peace with the Jewish state. "I think this King was trying to do this from the beginning," Mr Naouri said. "This is our King's hope, our King's wish, we don't mind [that the Israelis are present]."

The peace with Israel was one of the difficult realities that Jordanians had to accept, said Khairi al-Qadi, 32, a sales manager.

"Frankly speaking, no one likes the Jewish people because of what they have done to Arabs," he said. "But in these circumstances we have to forget the politics. There is no problem. Nobody would like to see trouble."

"We came here to express our feelings. Everyone is sad, but we have to forget sadness and to support Abdullah," he said.

"King Abdullah will be compared with his father," he added. "King Hussein used to feed him with his thoughts."

Hamad Diad, 17, thought it should be obvious when asked why he was there. "Because I want to see the Jordanian people cry and cry for King Hussein," he said, as the tears began to well up in his own eyes.

Tears, prayers and unspoken fears at grave

Continued from page 1

and anguished lined up for hours in icy rain to catch a last glance of their leader while the privileged stayed in the comfort of their homes to watch on TV. Many Arab nations, with the notable exception of Iraq, also showed the nearly five-hour spectacle live.

Unlike Mr Rabin's funeral, which had seen many of the same VIP guests and at which Hussein gave a deeply moving tribute to a man he had come to regard as a friend, there were no public eulogies or speeches of any kind — just tears, prayers and unspoken fears over how the loss of such a champion of peace could affect a strategic region where war remains a constant risk.

Covered only in a white shroud, the 63-year-old Hussein was buried close to his father Talal, whose short reign was ended when he was declared to be schizophrenic and put into care. After flagstones were placed over the grave, pointing east towards Mecca — Hussein was a direct descendant of the prophet Muhammad — Beduin guards in the red and white chequered keffiyehs ubiquitous among the thousands of local dignitaries fired automatic weapons over the grave.

In a day as heavy with symbolism as any could remember, the most memorable was that of President Yeltsin, the ailing Russian leader — evidently numbed by painkillers and other drugs — who defied his Kremlin doctors' advice and made a brief appearance before leaving early, virtually pushed into his car by two burly guards, and returning to Moscow where speculation about his own health after a recent bleeding ulcer was immediately renewed.

"I cannot imagine him risking his health like that for any other leader in the world," said a Jordanian official. "But now we must pray he will not

suffer the same fate as our King, whose death was speeded because he left his sickbed before being cured [of cancer] to be with us."

Apart from Mr Blair, the British delegation included the Prince of Wales, the Conservative leader, William Hague, and the outgoing Liberal Democrat leader, Paddy Ashdown.

Mr Blair praised King Abdullah as "a man of enormous ability and drive", and said like most other observers present that he believed Jordan would continue to support the Middle East peace process.

"There is an overwhelming feeling in this region that unless we make this process work, the alternative is too dreadful to contemplate," the Prime Minister added. "I do believe that the commitment of the world exists to make sure that the process works and the position of Jordan, I am sure, will remain a position of full enthusiasm for the process."

London: Jordanians from around Britain gathered at the Embassy in South Kensington yesterday to watch the state funeral.

Fouad Ayoub, the Jordanian Ambassador to Britain, declared his private study open to his fellow countrymen and around 25 people huddled in front of the television.

The mourners, including students and businessmen, had travelled from as far as Cardiff and Bristol to pay their respects. Several choked back tears as the late King reached his final resting place.

The Jordanian flag flew at half-mast outside the embassy. Since the announcement of the King's death, staff have taken more than 300 phone calls, mainly from Britons, expressing their condolences. A steady stream of visitors dropped by to deliver flowers.

Leading article, page 17

WINTER GERMS ARE BACK

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Charity to run first privatised school

Parents back pioneering deal as firms hope for a boom, report
John O'Leary and Hannah Betts

THE commercial arm of a specialist school in the West Midlands is poised to take over the management of a failing comprehensive 130 miles away in Surrey.

County councillors yesterday named 3E's Enterprises Ltd, linked to the Kingshurst City Technology College, in Solihull, as the preferred bidder for a contract to run Kings' Manor School in Guildford. It will be the first state school to be handed over to a private company, although in this case the company is a charitable foundation that ploughs back profits into its schools.

The entrepreneurs who make up the thriving new education market see the contract as merely the first of a series of business opportunities. The profits of the 18 listed education companies now outpace the FTSE All-Share Index.

A new round of education action zones, running scores of

schools in areas of poor performance, and multimillion-pound contracts to take over local education authority services are on the horizon. Many expect others to follow Surrey in putting a school's management out to tender.

3E's Enterprises beat competition from two other companies, Nord Anglia Education plc and the Centre for British Teachers. Surrey officials are to hold two weeks of talks with the Kingshurst governors before forwarding its plans to David Blunkett, the Education and Employment Secretary. Government sources foresaw no problems yesterday.

Kings' Manor, which was Surrey's bottom state school in last year's GCSE league table, had been considered for closure before the Conservative-controlled council opted for private consultancy. Andrew Povey, education chairman, described the plan as a "revolutionary approach".



Ben Cartwright: views changed on takeover

The provisional title for the new school is The Guildford College of the Arts and Technology.

It will be relaunched in autumn 2000, with a new curriculum emphasising vocational qualifications. Stanley Goodchild, managing director of 3E's Enterprises, said: "Any profit or bonus will be shared equally between Kings' Manor and Kingshurst."

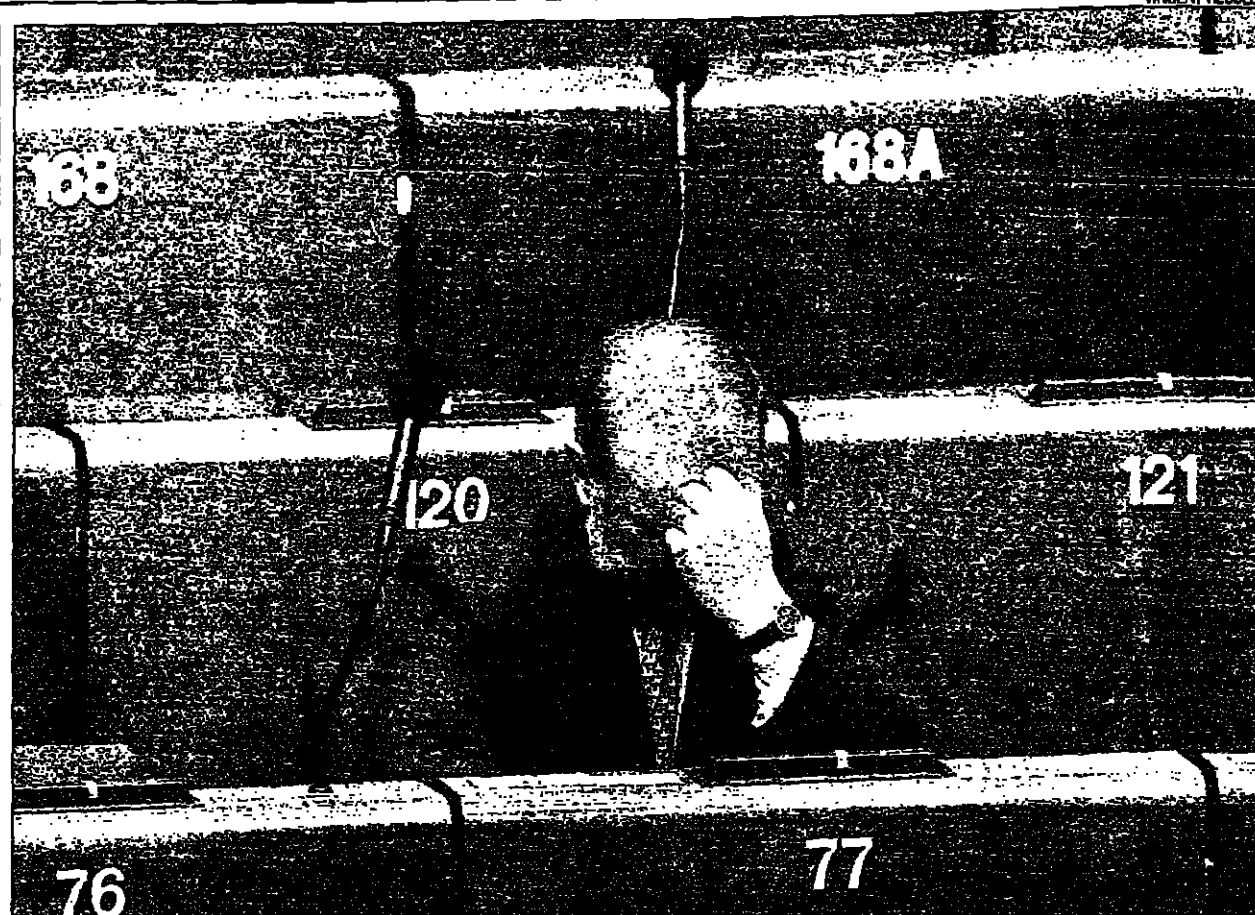
Parents said they had come to believe Kingshurst could do what the authority could not — boost falling enrolments and

academic achievement. Ben Cartwright, chairman of the Kings' Manor Community Action group, said: "We campaigned against this until we met Kingshurst. Now we're convinced that, if anyone can turn the school around, they can."

Surrounded by an affluent greenbelt and four successful schools, the Kings' Manor community carries the tag of "socially deprived". Built to house about 900 students, the enrolments have fallen to about 400. Kingshurst was Britain's first City Technology College when it opened 11 years ago. The rate for 10-year-olds staying on at school in the area was 17 per cent. It is now 97 per cent, and 40 per cent go on to university.

"What we can offer Kings' Manor are the techniques of regeneration," Mr Goodchild said. "Three things are vital — that the school must be owned by the local community, that pupils feel proud to attend the school, and that the school should have the support of the wider community."

Leading article, page 17



Tom Spencer in the chamber yesterday after asking his colleagues for forgiveness. He will stand down in June



Comfort from a fellow MEP after his speech

Drug Tory says sorry to MEPs

THE Tory Euro MP found with drugs and gay pornography in his luggage apologised to the European Parliament yesterday. Tom Spencer said that he had shown "extraordinary foolishness" to carry the cannabis and magazines found by customs officials at Heathrow airport last month.

To apologise from the chamber, Mr Spencer said: "I would like to make it clear to those who would use my stupidity to attack Europe and its Parliament that the fault is mine and mine alone."

The married father of three also said that his acts were "rooted in love". His wife, Liz, who has said that she knew

her husband was homosexual from the start of their marriage, accompanied him to Strasbourg.

On January 20 customs officers impounded Mr Spencer's luggage after finding two cannabis joints and the pornography. He later telephoned them to say they had missed a small quantity of cocaine.

Mr Spencer, 50, later announced that he would stand down as a candidate for Surrey in the European elections in June. He had been told that William Hague's new ethics and integrity committee would almost certainly find against him. (AFP)

Rivals in the education business

NORD ANGLIA

KEVIN MCNEANY, chairman and founder, saw shares double to £36 million on the back of reports of government support for privately run education action zones. Nord Anglia runs careers services and Ofsted inspection teams in the state sector and is the market leader in private English language tuition. Other private sector interests include 15 independent schools. He expects to see 200 schools managed by the private sector within five years.

EDISON PROJECT

BENNO SCHMIDT, the former President of Yale University, is the public face of America's best-known education management company. He has made a number of visits to Britain to try to convince ministers and local authorities that the Edison Project has a formula that will work on both sides of the Atlantic. The withdrawal of Edison's bid was disappointing to those who saw it as the forerunner of a radical management alternative.

CFBT

NEIL MCINTOSH, managing director of the non-profit-making trust CFBT, has made trenchant criticisms of local education authorities. A former head of the charity Shelter and Labour councillor, Mr McIntosh, 54, is now a Liberal Democrat. He is seen as a shrewd political operator who has made his company one of the main players on the education scene. He sees organisations such as his as "the Third Way".

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£250,000+	4.75	4.65	4.23	4.15	3.32
£100,000-£249,999	4.70	4.60	4.18	4.10	3.28
£25,000-£99,999	4.44	4.35	3.92	3.85	3.08
£10,000-£24,999	3.92	3.85	3.40	3.35	2.68
£1-£9,999	1.00	1.00	0.50	0.50	0.40

Premier Interest Account - Monthly Interest (14 Day Notice)					
	Old AER %	Old Gross %	New AER %	New Gross %	New Net %
£250,000+	4.65	4.55	4.13	4.05	3.24
£100,000-£249,999	4.44	4.35	3.92	3.85	3.08
£25,000-£99,999	4.18	4.10	3.66	3.60	2.88
£10,000-£24,999	3.76	3.70	3.25	3.20	2.56
£1-£9,999	2.53	2.50	2.02	2.00	1.60

Business Call Account - Monthly Interest					
	Old AER %	Old Gross %	New AER %	New Gross %	New Net %
£250,000+	3.09	3.05	2.58	2.55	2.04
£50,000-£249,999	2.89	2.85	2.38	2.35	1.88
£10,000-£49,999	2.53	2.50	2.02	2.00	1.60
£1,000-£9,999	2.22	2.20	1.71	1.70	1.36
£1-£999	1.97	1.95	1.46	1.45	1.16

Clients Call Account - Half Yearly Interest					
	Old AER %	Old Gross %	New AER %	New Gross %	New Net %
£1,000,000+	4.09	4.05	3.53	3.50	2.80
£100,000-£999,999	3.94	3.90	3.43	3.40	2.72
£10,000-£99,999	3.38	3.35	2.87	2.85	2.28
£2,500-£9,999	2.67	2.65	2.16	2.15	1.72
£1-£2,499	0.85	0.85	0.35	0.35	0.28

Clients Call Account - Monthly Interest					
	Old AER %	Old Gross %	New AER %	New Gross %	New Net %
£1,000,000+	4.09	4.02	3.53	3.47	2.78
£100,000-£999,999	3.94	3.87	3.43	3.38	2.70
£10,000-£99,999	3.38	3.33	2.87	2.83	2.27
£2,500-£9,999	2.67	2.64	2.16	2.14	1.71
£1-£2,499	0.85	0.85	0.35	0.35	0.28

Treasury Account - Monthly Interest					
	Old AER %	Old Gross %	New AER %	New Gross %	New Net %
£25,000+	2.94	2.90	2.38	2.35	1.88
£10,000-£24,999	2.27	2.25	1.76	1.75	1.40
£5,000-£9,999	1.66	1.65	1.16	1.15	0.92
£2,500-£4,999	1.00	1.00	0.50	0.50	0.40
£500-£2,499	1.00	1.00	0.25	0.25	0.20
£1-£499	0.75	0.75	0.25	0.25	0.20

Business Reserve Account - Quarterly Interest (14 Day Notice)					
	Old AER %	Old Gross %	New AER %	New Gross %	New Net %
£10,000+	3.50	3.55	3.09	3.05	2.44
£1-£9,999	3.24	3.20	2.63	2.60	2.08

Deposit Account - Monthly Interest (7 Day Notice)					
	Old AER %	Old Gross %	New AER %	New Gross %	New Net %
£1+	0.25	0.25	0.25	0.25	0.20

BUSINESS MORTGAGES*					
Band	% Per Month	Eqv. Annual Rate %			
A	0.95	11.40			
B	0.77	9.24			
C	0.73	8.76			

OVERDRAFTS					
Band	% Per Month	Eqv. Annual Rate %			
A (and Standard)	0.92	11.04			
B	0.83	9.96			
C	0.74	8.88			
D	0.70	8.40			
Unauthorised	2.00	24.00			

LOANS		
	% Per Month	Eqv. Annual Rate %
Flexible Business Loan, Business Loan and Farm Loan - Standard	0.95	11.40
Flexible Business Loan, Business Loan and Farm Loan - Special	0.77	9.24
Flexible Business Loan - Preferential	0.73	8.76
Small Business Loan - Standard*	1.04	12.48
Managed - Small Business Loan*	0.94	11.28

Interest rates may vary from time to time. All rates are per annum except where stated. AER stands for Annual Equivalent Rate and is the nominal rate which illustrates the gross or tax free rate as it is paid and compounded on an annual basis. As every account for a savings product will contain an AER, you will be able to compare more easily what return you can expect from your savings over time. Gross rate is the contractual rate of interest payable before deduction of income tax at the rate specified by law.

Net - The rate of interest which would be payable after allowing for the deduction of income tax at the rate specified by law. Interest is normally paid at the net rate, unless the account falls within an exempt category of the Accounts Order (designed to reduce interest growth). *These products are no longer open to new customers. Withdrawals are made at your account holding branch. However, you can arrange for them to be made elsewhere on request.

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Meningitis outbreak declared emergency

By SIMON DE BRUXELLES

A HEALTH authority declared a public emergency yesterday after three people died of meningococcal meningitis. The latest victim was a teacher in her fifties, Lynne James, a mother of two, was head of domestic education at Cardinal Newman Roman Catholic school in Pontypridd, South Wales.

In the past month 11 people from Pontypridd have fallen ill with the disease. Besides the three dead — a teenage boy died early last week and a 10-year-old woman two weeks ago — another boy is critical and five other people are in hospital.

More than 1,600 pupils and staff from three schools in the area have received antibiotics and vaccinations.

Dr Meirion Evans, consultant in communicable diseases at Bro Taf Health Authority, said: "By declaring a public health emergency we are effectively calling all hands on deck. We are extremely concerned by this outbreak and we are asking parents to be extra vigilant and alert to the symptoms of meningitis."

Blair in plea to Schröder over Longbridge

By PHILIP WEBSTER, POLITICAL EDITOR

TONY BLAIR threw his weight behind the campaign to save Rover's car plant at Longbridge yesterday with a personal plea to Gerhard Schröder, the German Chancellor.

The Prime Minister raised the future of the threatened works during a brief conversation with Herr Schröder at King Hussein's funeral. Sources said that, while there were no detailed discussions between the two men, Mr Blair underlined the benefits of the Longbridge plant and of investment in the United Kingdom generally.

He is thought to have asked Herr Schröder to use any influence he has with the parent group BMW to put the case for investment in the new medium-sized Rover car at Longbridge.

They agreed to keep in close touch on the issue, according to officials, and they will meet again at a mini European summit in Bonn at the end of the month.

Government officials have been in talks with the company about the possibility of

selective assistance to help productivity, but so far there has been no application from Rover for any funding.

The meeting between Mr Blair and Herr Schröder came as Stephen Byers, the Trade and Industry Secretary, toured the sprawling Birmingham plant trying to calm fears about lost jobs and possible closure. Mr Byers said he was in close contact with the German car giant, which is believed to be reviewing its strategy for Rover before making decisions later this month.

Fears of mass redundancies, particularly at Longbridge, have eased, but unions called on BMW to end the uncertainty which remains by agreeing to build new models in Britain. In December it promised to build the new Mini at Longbridge.

Mr Byers said: "We will be making the strongest possible recommendation to BMW about the importance of Longbridge."

Unions said they were delighted that Mr Byers visited the plant so soon after the boardroom shake-up.

Experts criticise tax on child benefit

By JILL SHERMAN, CHIEF POLITICAL CORRESPONDENT

CITY accountants last night criticised the Government's plan to tax child benefit for high earners, warning of the practical difficulties involved.

It is expected that the Chancellor will announce in his Budget that child benefit is to be taxed at 40 per cent for higher rate taxpayers. He is said to be proposing to tax one million families where either parent earns more than £31,295.

Accountants and policy groups said the money would be hard to collect where couples were unmarried, and there would be an incentive for mothers not to declare that their partners paid tax at the top rate. The Institute of Fiscal Studies said it was unfair to tax couples where the father earned £31,000 and the mother did not work while not taking those where both parents earned just under £30,000.

Maurice Fitzpatrick, of the accountants Chantrey Vella, said that the Treasury had not yet explained how the practical problems would be overcome.

Darling the diplomat walks into the Tories' poverty trap

The trouble with Alistair Darling is that he's too unthreatening. Show him a ruffled feather, and he smooths it.



MATTHEW PARRIS

POLITICAL SKETCH

This was not what Tony Blair wanted. The new Labour project was to delight the Daily Mail by upsetting the Tories and scaring the Tories. By this stage in her job, Harriet Harman, Darling's predecessor as Social Security Secretary, had upset the nation's single mums, delighted the Mail and provoked a major backbench rebellion and a ministerial resignation.

But her successor is failing. He lacks the necessary clumsiness. A born diplomat — adroit, evasive, reassuring — his presence at the dispatch box calms MPs horribly. The screams of the Left (music to Blair's ears) have ceased. Darling has turned away the poverty lobby with soft words. "New Labour — no claws!" "Helpless, destitute, unprovided for?" — don't worry: this Government cares! Mr Darling is veering badly off-message.

So plausible has been Darling's insistence that he is a

friend to the poor that the Tories have found their voice. They have begun a convincing attack from the Right. Exposed on his right flank if the Prime Minister had been watching Social Security Questions yesterday he would have been appalled. Darling was singing the praises of his Minimum Income Guarantee for pensioners.

Again. For months this scheme has been assiduously hyped. "Unveiled" more often than a professional stripper, the promise of a generous safety net for all who fail to save for old age has been Darling's chorus all year. So sweetly has he cooed that it is the MPs for the middle classes, not the poor, who have taken fright.

Tory after Tory yesterday made the same point. Desmond Swayne (New Forest West) insisted that, if the State was to be more generous to those who retired without sav-

ings, where was the incentive to save? Darling insisted that it was right to give more help, muttering that he was "looking at" ways of avoiding a poverty trap.

Iain Duncan Smith, for the Opposition, pressed the argument. Darling replied that Tory logic must therefore be to offer less to the one third of pensioners who would benefit from the Government's Guarantee.

Speaking for the two thirds who would not benefit, John Bercow (Buckingham) said that means test would discourage savers. Darling murmured, "I don't accept that at all," but did not explain why. A fierce attack from the Left sitting behind him would have rescued the Secretary of State from the MPs for the Daily Mail — but none came. He had sold his Guarantee all too well. When urged by Syd Rapson (Lab, Portsmouth

North) to tell us how new Labour would crack down on the massive benefit fraud that robbed Britain of up to £7 billion a year, Darling's reply seemed designed to calm Mr Rapson down. He should have been giving him up. It was Rapson who was on message. Malcolm Wicks (Lab, Croydon North) tried to reinforce the message, prodding Darling to agree that family credit was "wide open" to fraud. Darling, poor darling, tried to lower the temperature: there were indeed "gaps in the safeguards"; "weaknesses"; "difficulties to be dealt with". This is no way to the headline: "Minister declares war on scroungers".

Growing in his job, a newish junior minister, Stephen "three-brains" Timmins, is less goofy and more assured with every passing month. This minister looks quite confident of his brief, even relishing the argument. Where Darling's instinct is to deflect, Timmins's is to engage. But both are courteous. To please Middle Britain, the team needs someone really horrid.

Philosophy
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Philosophical storyteller with an open mind

IRIS MURDOCH seemed to have a modest opinion of her own talent. "My problem is not being great," she once said. "I'm in the second league, not among the gods like Jane Austen and Henry James and Tolstoy." A bad review, she said, was even less important than whether it was raining in Patagonia.

Novels such as *The Sea*, *The Sea* (1978), which won the Booker Prize, *A Severed Head* (1996) and *The Black Prince* (1993) may prove her wrong. She wrote 27 novels over the course of four decades, as well as volumes of philosophy — her first book in 1953, was an academic work on Sartre. By the end of her life, stricken with Alzheimer's disease, she had no recollection or understanding, it seemed, of what she had accomplished; though her husband, John Bayley, was able to find a kind of solace for this loss in his moving memoir of Dame Iris, published last year.

"She is not sitting into the dark," he wrote. "The voyage

Iris Murdoch underrated her own talent for seeking out the good, writes Erica Wagner

is over and, under the dark escort of Alzheimer's, she has arrived somewhere. So have I. Her illness was a journey they undertook together.

An illness of the brain afflicting one who lived by her mind seems a particularly painful irony; never more so than in the case of Murdoch, whose genius was for blending philosophical inquiry with compelling storytelling, an ability that may be regarded as one of the highest arts of human consciousness. She relished Shakespeare, James, Tolstoy and Eliot, all writers who were able to embody what might be

thought of philosophical problems — Othello's jealousy, Catherine Sloper's romantic blindness — in characters that live and breathe on the page.

Novels such as *A Fairly Honourable Defeat* (1971) and *An Accidental Man*, written the following year, explored her fascination with the conduct of the virtuous man and the moral complexity of human relationships; in this her art, perhaps, reflected her life.

Her fascination with men whom she regarded as great thinkers was a part of her finding her way in the world. An early boyfriend was Frank Thompson, brother of the historian and peace campaigner E. P. Thompson, under whose influence she joined the Communist Party; just after the war she became involved with Raymond Queneau, the mathematician and novelist; and the Nobel prizewinning novelist Elias Canetti. Was she in love with these men? "I admired the men I was involved with for their personalities and their minds," she said last



Iris Murdoch with her husband, John Bayley, who wrote a moving memoir of her, in their garden last September

er. "I both wished and needed to learn from them." On the brink of the disillusioned 21st century, her work might be viewed as unfashionable, seeking, as it always did, what was good. She was no believer in God, but wrote: "I have wanted to move from 'God' to 'Good', taking 'religion' along too." Yet she did not want her fiction to be

viewed as a mouthpiece for her philosophy; what made the novel moral for her was its ability to encompass all of life. "It had not been his fate," she wrote of a character in *The Philosopher's Pupil* (1983) "not to be interested in anything except everything."

Murdoch, too, was interested in everything, even at the end of her life. When I met her

for the first time last year at a party, she shook my hand, greeted me warmly, her face interested and open even though, in the next moment, I knew she would have no recollection of who I was.

Her novels were able to take in the emotional upheavals of an Anglican lay community in *The Bell* (1958); a stage play, *The Three Arrows* (1972), was

produced in Cambridge with Ian McKellen and was set in medieval Japan. She lived a quiet life, it appeared, but her mind, until her last years, always acute, ranged widely. That is a rare quality in any novelist and, while her death is a loss, her great books are still on the shelves.

Obituary, page 19

Party row thug took revenge on host's terriers

By MICHAEL HORSNELL

A HOLIDAYMAKER'S worst fears were realised after she agreed to let her teenage daughter hold a small party for close friends while she was away.

Carol Sykes returned from two weeks in Mexico to find that a guestcrasher had strangled her three dogs, killed 16 goldfish and ransacked her house.

David McLaren, a 21-year-old skinhead, had become enraged at being thrown out of the party for being rowdy. The next night, high on cannabis, he returned while Mrs Sykes's daughter Rebecca, 17, was away and smashed his way in through the patio doors.

Manchester Crown Court was told that he later boasted to friends about swaggering around the house carrying the Yorkshire terriers by their throats. The bodies of two of the dogs were found dumped in nearby bushes. The other has not been seen since but is presumed to be dead.

McLaren, unemployed and from Failsworth in Manchester, was known to Rebecca but had not been invited to her party. During the break-in he also put the family's video recorder in the kitchen sink and turned on the taps, and tipped pot pourri into the fish tank. He smashed several mirrors and stole a satellite dish and hi-fi system worth £1,000. Yesterday he was jailed for 12 months after he admitted criminal damage, cruelty to animals and burglary.

Mrs Sykes, a divorcee aged 38, was so upset after the break-in that she immediately left her £90,000, three-storey townhouse in Oldham and moved out of the neighbourhood.

After the case she said: "My dogs were priceless. They were part of the family for 14 years — I'd had them since they were pups."

"What that thug did broke all our hearts. They were all old dogs and they would not do anyone any harm. They were much-loved pets and it makes me sick to the stomach that someone could have done this barbaric thing to us."

Help the Aged staff fear for their jobs

By CLAUDIA JOSEPH

HUNDREDS of workers at Help the Aged faced job losses yesterday after the charity predicted that it would suffer a £2 million slump in income.

The charity, which helps elderly people who are struggling to pay their heating bills, disclosed that it was suffering from a drop in customers at its high-street shops.

Managers are consulting the 1,000 employees on ways to save money. It is thought that many deputy managers could lose their jobs.

A consultation letter was sent to staff last week and regional managers are holding meetings with employees.

A spokeswoman for Help the Aged said that customers were spending less in their shops. She added: "The bottom has fallen out of the recycling market, which accounts for 1 per cent of our income." Warm-out clothes are sold on for the fabrics to be re-used.

A decision is expected on March 3. No shops are expected to close.

Ecstasy woman wins hospital damages

By ELIZABETH JUDGE

A WOMAN who collapsed after taking Ecstasy at a nightclub accepted £250,000 agreed damages yesterday from the hospital that she said had failed to treat her properly.

Lorraine Leighton, 25, had to relearn how to speak, read and write after being treated at North Middlesex Hospital. The former beauty queen now has epilepsy and fears that she will never work again.

She would not have suffered such severe problems had she been treated properly, Duncan Pratt, her counsel, told the High Court. He said the problems created by taking Ecstasy could have been corrected.

Miss Leighton took two half-tablets of Ecstasy at a nightclub four years ago. She left feeling unwell, and was admitted to the hospital in Edmonton, North London, after her sister found her semi-conscious on her bedroom floor the next day.

North Middlesex NHS Trust admitted that hospital staff failed to carry out a blood test on Miss Leighton and that the wrong type of fluid was given in a drip. The trust denied,



Leighton collapsed day after taking drug

however, that this made any difference to her condition and would have argued, had there not been a settlement, that the damage done to Miss Leighton was a result of the Ecstasy.

Approving the settlement, Mr Justice Buckley said: "Tragically this case is only one of an increasing number that so clearly demonstrate the appalling risk of taking these so-called 'social' drugs and the iniquity of those who produce and peddle them and make them available to the young."

He praised Miss Leighton and her parents for the effort

they had made to "make the best of the situation".

Miss Leighton sat listening with her parents as Mr Pratt told the court that her case was "a question of both tragedy and triumph".

The neurological disabilities she had been left with, initially of a most catastrophic kind, had been countered by the effort that she and her family had put into her rehabilitation, he said. She was now able to live alone in a flat.

The court was told that before the incident she was outgoing and had enjoyed a lively social life. She now has poor speech and social skills, and is unlikely to achieve her dream of being a beauty therapist in the West End of London.

Miss Leighton would not comment after the hearing. Her mother, Eileen, said: "I'm just glad it's all over."

Roger Howard, chief executive of the Standing Conference on Drug Abuse, said: "The responsibility for drugs lies with everyone in society. That responsibility includes having fully trained accident and emergency staff in our hospitals who know how to deal with drug-related problems."

Actress rises to occasion in the manner of Margo

By SUSIE STEINER

MARGO LEADBETTER, the imperious social climber of the television series *The Good Life*, could not have handled it better herself.

Yesterday Penelope Keith, the actress who played her, rose above calls for her resignation as president of the Actors' Benevolent Fund after an acrimonious and protracted battle with a former employee.

Rosemary Stevens, the charity's general secretary for 16 years, withdrew her claims of wrongful dismissal at the eleventh hour after an "amicable settlement" at an employment tribunal in Central London.

But it was a dispute —

fraught with allegations of rumour-mongering, witchhunts and despotism — which has cost the fund over £32,000.

Last night the charity, which supports sick, retired and needy actors, stood to lose a further £1 million legacy from the theatrical agent Vincent Shaw over the affair.

Mr Shaw, 73, who managed the puppet act *Sooty*, said: "I have not changed my will yet because I was waiting to hear the outcome. I would like to know the facts. I want to give my money to actors not solicitors."

The film and theatre critic Michael Thornton, who has

contributed to the fund for 40 years, called for Miss Keith's resignation. "None of this need ever have happened if we had had calm, sensible and wise leadership," he said.

"Who is going to pay for it? Not Ms Keith. She has been behaving worse than Margo and Audrey Florys-Hamilton (her character in *To the Manor Born*) put together."

The fund responded with a statement saying that Miss Keith, 58, who has been fund president for eight years and was re-elected by its council last June, "has the unanimous support of the whole council and does not intend to resign".

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Peirce returns CBE to No 10

By RICHARD FORD
HOME CORRESPONDENT

GARETH PEIRCE, the solicitor involved in the struggle to right a series of miscarriages of justice, has turned down the CBE she was awarded in the New Year's Honours List.

The move by Ms Peirce, a solicitor involved in the Birmingham Six and Guildford Four cases, came only five weeks after she was given the honour for "services to justice".

But, within days of her honour being published, Ms Peirce wrote to Downing Street asking whether it could be withdrawn.

Last night Ms Peirce, one of the country's foremost criminal lawyers, was clearly embarrassed by the disclosure that she now wanted to turn down the honour.

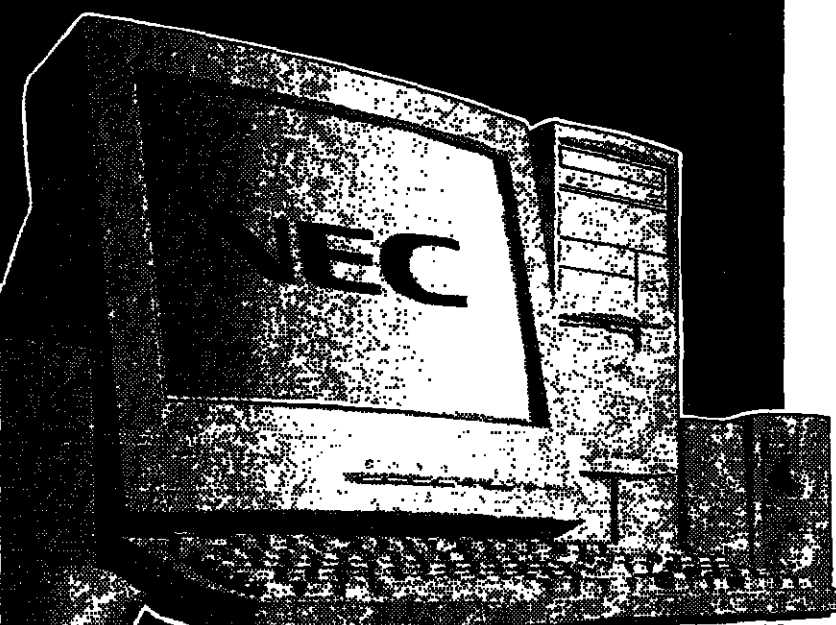
She said: "I am not trying to make a public statement about this. It was not my intention to accept it and, through undoubtedly my own error, it was included in the list."

"I wrote privately to ask if it could be withdrawn. I would apologise for any difficulty that this might have caused."

Ms Peirce, a partner with the leading London solicitors' firm Birtberg and Co, would not give any details about how No 10 had been led to believe she had accepted the honour.

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Court will visit death site in war crime trial

Jury will make legal history with journey to scene of alleged atrocity, write Alan Hamilton and Tim Jones

LEGAL history will be made next week when a British judge and jury travel abroad to see the scene of alleged war crimes. A freezing, windswept corner of eastern Europe will briefly be transformed into the Old Bailey.

The jury, the first in Britain to try an alleged war criminal, will travel at the weekend to Belarus, formerly the Soviet republic of Belorussia. In the village of Domachevo, close to the Polish border, the eight men and four women will be shown where Anthony Sawoniuk, a 76-year-old retired railwayman from South London, is said to have assisted in the mass murder of Jews at the height of the Second World War. Mr Sawoniuk denies all the charges against him.

The court, he said, would travel to the scene the better to understand the nature of the town, the terrain and the site where the defendant is alleged to have murdered a number of Jewish men and women.

Looking directly at the jurors, the judge said of Mr Sawoniuk: "It is alleged that he assisted the Germans in putting into effect the policy of mass murder of the local Jewish population. If either you or your family suffered as a result of the German actions against Jewish or other races or religions, then it would be better if you did not serve on this jury."

Of the trip to Belarus, he said: "I am afraid this will not be a holiday, ladies and gentlemen, let me grasp that nettle straight away. This is not the time of year people would choose to go where we are going."

was not fit to stand trial. He died eight months later.

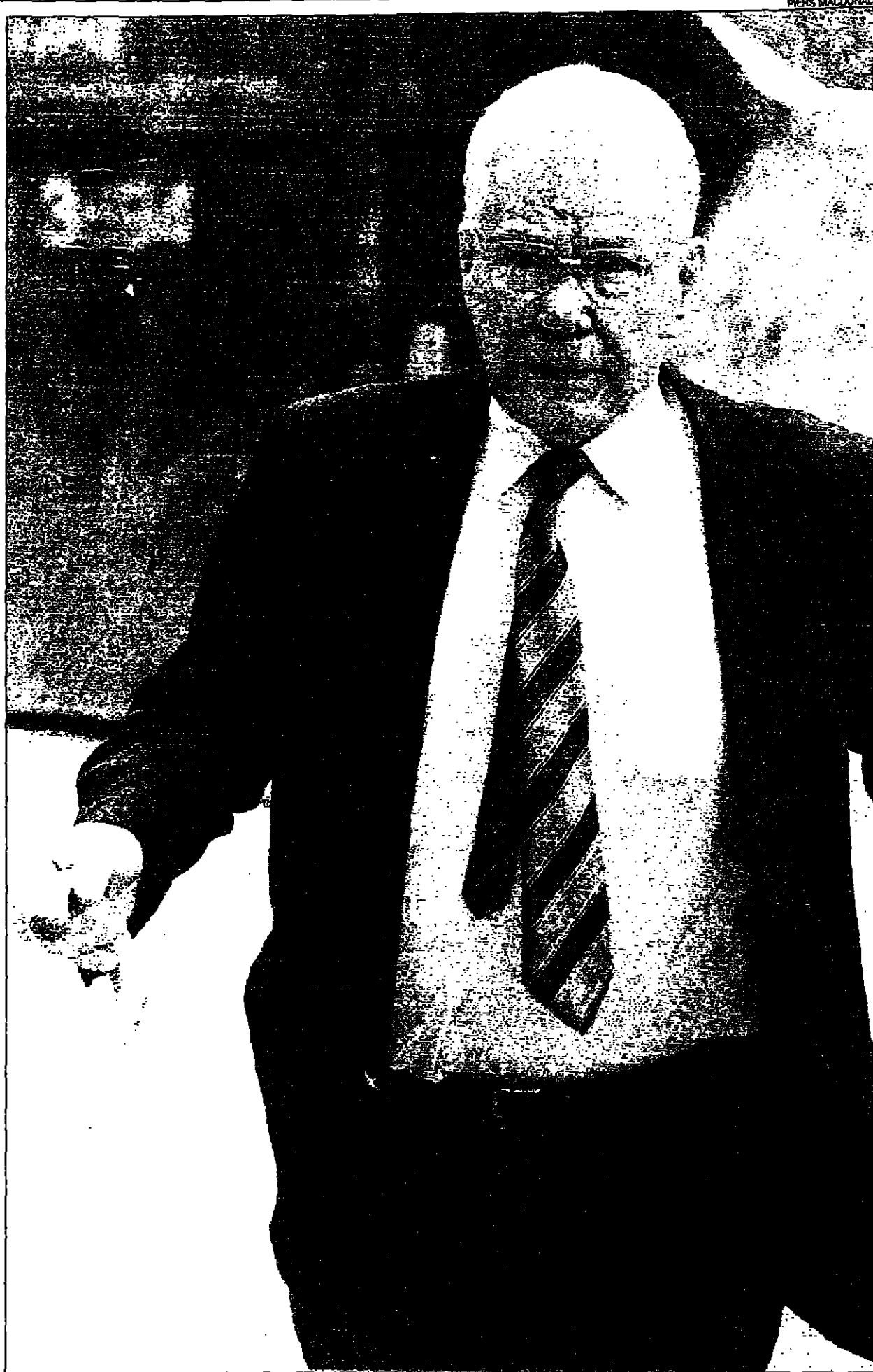
Moving the entire court abroad is proving to be a huge undertaking. It will involve the judge and jury, six court officials, the judge's clerk, two jury protection police officers and legal teams of four each from the Crown and the defence. They will fly to Warsaw on Sunday and the following day travel by bus across the Belarus border. On Tuesday they will see where the murders are alleged to have been committed.

They will spend an expected three hours at the scene before making the long return journey to arrive back in England on Thursday. The logistics of this rare operation brought legal proceedings to a temporary halt at the Old Bailey yesterday.

The hearing of evidence was delayed until today to enable the jury to be inoculated against typhoid, hepatitis A, diphtheria, tetanus and polio. The cost of their journey is being met from public funds.

The trial is expected to last until the end of March and to engender widespread interest and media attention. The judge delivered an unusually stern version of the standard warning to jurors not to discuss the case with anyone, not even their immediate families. They might have been relieved to hear that, because of the advanced age of the defendant and many of the witnesses, the court days will be mercifully short and will end at around 3pm.

Mr Sawoniuk will be allowed home each night and will not be required to travel to Belarus. He has been on bail since he was committed for trial by Bow Street magistrates in May last year.



Anthony Sawoniuk, a retired railwayman from South London, denies four charges of murdering Jews in Belorussia

German wartime secret service 'useless'

By Robin Young

VICTORY by the Allies in the Second World War was made possible by the incompetence and corruption of the German secret intelligence staff, according to newly released government records.

A report prepared by Professor Hugh Trevor Roper (later Lord Dacre) in April 1945 is among documents newly available at the Public Record Office. It includes the assessment that German intelligence at the crucial stages of the war was "demonstrably incompetent, incapable of reform and threatened politically by rivalries outside".

The professor says that much of the blame lay with the personal faults of Admiral Canaris, the head of German intelligence, who staffed his offices with friends and dependants who were "in general idle and corrupt". In addition, he says, Canaris had "no conception of organisation".

He describes the German intelligence operations as a "loose and irresponsible collection of worthless characters Canaris refused to dismiss".

Trevor Roper pointed out that German intelligence failed to predict the three key Allied landings during the war: Torch, on the North African coast in November 1942; Husky, in Sicily in July 1943; and Overlord, the Normandy landings, in June 1944. Instead, he says, "the Abwehr was drowned with misinformation sometimes invented and often deliberately supplied by the Allies".

Canaris's one success, Trevor Roper concedes, was an elaborate system for reporting the passage of British ships through the Straits of Gibraltar, prepared with the assistance of the Spanish.

The admiral's fate was still unknown when Trevor Roper prepared his report, but a note in his writing adds that he was executed by strangulation on the orders of Himmler in April 1945. Almost all the Abwehr's general staff officers were involved in the generals' putsch against Hitler and most were executed, along with many of their agents.

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Woman dies as the cold returns

By A Correspondent

A WOMAN died when she slipped on ice yesterday as Britain braced itself for an extended cold snap. The day saw snowfalls in several areas butter known for their summer beaches.

Sussex and Dorset were among counties hit by falls that stretched from the south coast to Scotland, where Aberdeen and Wick both had 5in.

The mother of three who died in Broxburn, West Lothian, had slipped on the pavement yards from her front door. Police said it was not known whether Yvonne Davidson, 34, died as a result of banging her head or froze to death.

Forecasters said the snow would not return for the next few days at least, but that there would be no respite from the cold, with temperatures set to drop even further.

Rob Bunn, senior forecaster at the PA WeatherCentre in London, said: "Arctic blasts of wind are coming from the north and will bring cold weather for the rest of the

week. We can expect a very sharp frost throughout nights this week. Temperatures tomorrow will be similar to those today but the Arctic winds will make it feel a lot colder."

He said that England and Wales could shiver in night-time temperatures as low as -5C (23F) throughout the week.

Heavy snow brought chaos to roads, with the AA reporting a flurry of breakdowns which peaked at 2,000 calls an hour just before midday.

Roads were particularly badly affected in West Wales and schools in the Lampeter area were forced to close. Snowploughs were used in Somerset for the first time in three years and there was a 3in blanket of snow on Exmoor and the Mendips. In northern Scotland, heavy snowfalls caused road closures from early on and the situation worsened through the day. Grampian Police advised people not to travel unless necessary.

Forecast, page 24

Irvine speaks up for Pinochet lord

By Frances Gibb, Legal Correspondent

THE Lord Chancellor came to the defence yesterday of Lord Hoffmann, whose links with Amnesty International caused a second hearing before the House of Lords of the Pinochet extradition case.

Lord Irvine of Lairg said in his first public comment on the affair that Lord Hoffmann was a lawyer of the utmost integrity and there was no question of his resigning. "What we are talking about here is an error of judgment," he said at a press briefing in the Lords.

"Lord Hoffmann is a lawyer of the highest ability and should not be lost to the system for that single error."

The House of Lords was forced to set aside its original ruling that the former Chilean dictator did not enjoy immunity from extradition to stand trial for alleged human rights abuses, after Lord Hoffmann's Amnesty links became known. He was in the three-two majority.

The fiasco divided the legal profession, with some supporting Lord Hoffmann but some

senior judges angry that he had made them what one called "a laughing stock internationally".

Amnesty International had told the law lords hearing that General Pinochet had no immunity and should stand trial. The second hearing, costing an estimated £500,000, has just finished and judgment is expected in two or three weeks.

Lord Irvine, the head of the judiciary as well as the minister responsible for the legal system, admitted that the standing of the legal system had "taken a bit of a knock".

He said: "It is very, very unfortunate. It has never happened before this century and I don't believe it will happen again in 100 years. I don't think there is any question of Lord Hoffmann resigning."

The Lord Chancellor added: "You can be absolutely sure that Lord Hoffmann was completely and utterly impartial in the view he formed of the law. He's a judge of the utmost integrity."

Fly-by reveals secrets of Eros

By Nigel Hawkes, Science Editor

PICTURES of the asteroid Eros, taken by an American robot spacecraft, show that it is smaller than expected.

The Near Earth Asteroid Rendezvous (Near) spacecraft took pictures of Eros just before Christmas as it flew by the asteroid after an unsuccessful firing of its main engine a few days earlier.

A later, successful firing put it on course to rendezvous with Eros to begin its planned year-long orbital mission, which is to start in about a year. During the fly-by, 222 photographs and supporting spectral observations were taken from 2,575 miles away. They show that Eros is about 21 miles long, eight miles wide and eight miles deep, rather smaller than Earth-based radar studies suggested. It rotates once every 5.27 hours and apparently has no moons.

Its density is about 2.7 grams per cubic centimetre, close to the average density of the Earth's crust and about twice as dense as the asteroid Mathilde, of which the craft took pictures in 1997.

The Eros images show a ridge that extends along the asteroid for 12 miles. "This feature, combined with the measurements of high density, suggests that Eros is a homogeneous body, rather than a collection of rubble," said Joseph Veverka, of Cornell University, who heads the imaging team. "It might be a remnant of a larger body that was shattered by an impact."

The surface of Eros is pockmarked with craters. The two largest are four miles and 5.3 miles in diameter respectively, less than half the size of Mathilde's largest craters. The existence of fewer, smaller craters could indicate that Eros has a relatively young surface.

The craft and Eros will cross paths again next February, when the spacecraft will go into orbit around the asteroid. "The fly-by of Eros has given us fundamental information that will help us plan a better orbital mission," says Andrew Cheng, a project scientist at the Applied Physics Laboratory at Johns Hopkins University, Baltimore, which manages the programme. "It has taken some of the risk out of our orbit insertion manoeuvre and early operations."

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Full Monty in aircraft lands police in court

A POLICE inspector and his publican friend had a captive audience for their interpretation of *The Full Monty*, but their fellow passengers and crew on a transatlantic flight were left angry and frightened by their drunken performance, a court was told.

As the gin flowed, so the swearing and bad behaviour increased from Inspector David Perrett, 59, Peter Beck, 55, and Mr Perrett's son Richard, 26, a police constable, it was alleged.

Two elderly women bore the brunt of the abuse after the pilot was called to try to control the group, who were returning from a golfing holiday in Florida, the court was told. Betty Bailey, 71, said that she had not understood what was meant when one of the men said, "What's the betting it was the two dykes who snatched on us?", but she was immediately told by her friend, Ellen Bartlett, 78, that it was not pleasant.

The three men, all from Halifax, deny being drunk on board an aircraft, an offence under the Civil Aviation Act. They were arrested by waiting police when the Britannia Airways flight from Orlando touched down at Manchester last February.

Ian Metcalfe, for the prosecution, told Manchester Crown Court that the three,

Jury hears that in-flight film and gin did not mix at 35,000ft, reports Russell Jenkins

who were seated on either side of the aisle, were served eight gin and tonics from the trolley and, shortly after, negotiated four more miniature bottles of gin and two whiskeys. Passengers then saw them sharing a litre bottle of duty-free gin. Their behaviour deteriorated, Mr Metcalfe said, and they became aggressive and abusive towards passengers who complained to the cabin crew.

"It may be that the situation was not assisted by the choice of in-flight movie, which was *The Full Monty*. That, in some way, may have encouraged the defendants to use bawdy language and, in effect, show off," Mr Metcalfe said.

At one point, it was alleged, Peter Perrett and Mr Beck stood up drunkenly in their seats and began to copy the male strippers' dance routine from the film. John Swift, a passenger, said: "They put their arms in the air and they

were doing what they do in the film. They were gyrating their bodies."

Mr Swift's wife, Kathleen, told the court: "When the film came on, they got noisier and noisier. They were almost taking part in the film. It is very alarming when you are at 35,000ft in the air and all these things are happening around you."

After the men were asked to quieten down, it was alleged, one followed one of the elderly women to the lavatory, where he stood glaring at her.

Mr Metcalfe told the jury: "Behaviour that, in a more open area, would simply be boorish can become threatening and disgusting to people who have no choice but to be in close proximity for a considerable period of time."

Mrs Bailey, of Wakefield, said that the men's behaviour left her feeling faint and upset during the seven-and-a-half-hour flight. She said she could not help but hear Mr Beck, sitting across the aisle, utter a succession of obscenities as she tried to listen to classical music on her headphones. At one point she had to ask him to take his feet off her armrest.

Mrs Bartlett, a mother of four who had recently been widowed, said that she had become distressed when one of the men stood and glared at her menacingly when she went to the lavatory.

She said that the chief stewardess came to talk to the men shortly after. One had his legs splayed across the aisle and it seemed to annoy him that people had to climb over him to get past.

Mrs Bartlett, of Newcastle-under-Lyme, said that the man had made crude sexual comments about a stewardess and another woman. "It was all quite nasty."

Beverley Hill, a senior stewardess, told the court that the passenger sitting in seat 19F, David Perrett, placed his hand on her hip in a suggestive manner as she attempted to serve breakfast.

The case continues.



Passengers said they were frightened by the behaviour of, from left, Richard Perrett, Peter Beck and David Perrett



Portrait of the artist getting to grips with his work: Sam Whiting, whose paintings have been on show already

Art is child's play for 2-year-old who prefers painting to sweets

BY PAUL WILKINSON
NORTH EAST CORRESPONDENT

AT FIRST sight, two paintings submitted for a city's art exhibition showed a sense of style reminiscent of Jackson Pollock. However, the influential Pollock was perhaps less likely to have painted a pizza.

The new works are the creations of Sam Whiting, who is fulfilling some cynics' viewpoint that abstract art can seem like the work of a child. Sam is two years old.

His interpretation of a pizza and a work in blue and orange entitled *Abstract* are up for selection against paintings by adult artists for inclusion in the Winter Exhibition at the Ferens Art Gallery, Hull. Sam, who has painted since he could hold a brush and palette properly, has already impressed the local artistic community with his version of *Bonfire Night*, which was displayed at the gallery last year.

Yesterday, his mother, Claire, who paints heraldic devices, said: "When other kids



In the steps of a master: a genuine Whiting, left, and Pollock's *Watery Paths*



were having trouble getting a lid off a bottle, he was using a paintbrush. He doesn't make a mess with colours, they're always separated out. He prefers painting to sweets."

Ann Bukantans, the gallery's keeper of art, said that works were chosen purely on artistic merit. Her colleague David Scruton, who is organising the exhibition, said: "We do

not know for sure whether Sam's work has been accepted yet. This is an open exhibition and we have collectors who select the works displayed from the total submitted. We show only about 40 to 60 per cent of the work submitted."

Pollock, the American action painter, abandoned the use of brushes in favour of dripping and splattering his

paint. He once said that he wanted to express his feelings rather than illustrate them. He is regarded as the most challenging and influential American painter of the 20th century, and his works have sold for up to £15 million. From March 11 to June 6, the Tate Gallery in London is staging Britain's first Pollock retrospective in 40 years.

NEWS IN BRIEF

Care home boss jailed for cruelty

A care homes owner who ill-treated patients with learning difficulties, including one offence that the judge said "savours of sadism", was jailed for six months at Truro Crown Court. Donald Lee, 49, was convicted of ill-treating four patients, including a woman whose head he pushed underwater. David Poole, 40, a senior carer at the homes in Torrington, Devon, was jailed for three months for five charges of ill-treatment. Judge Graham Neville ordered that they serve half the sentences, with half suspended.

Air crash award

A typist whose right hand was badly hurt in a helicopter crash won £200,903 damages in the High Court. Ina Jacobs, 41, of Canvey Island, Essex, took the ride at Southend as a birthday treat. Corniche Helicopters admitted liability.

Legal battle lost

A group of 275 women who claim they have been made ill by the Norplant contraceptive device, made by Hoechst Marion Roussel, have been forced to abandon their battle for compensation after losing legal aid to fight a test case.

Amputation fear

A sailor who was flown to hospital in Hawaii after breaking his leg during the Clipper Round-the-World Yacht Race may have to have his foot amputated. Tim Richmond, 40, of Argyleshire, was injured when a rope wrapped round his leg.

Pupil cleans up

A teenager who became a school cleaner to fund her place at university has received £15,000 from well-wishers who read about her. Meggie Gan, 18, of Bruton School for Girls in Somerset, will read maths and physics at Cambridge.

Mark my word

A shop assistant who gave birth in a branch of Marks & Spencer has named her 7lb 2oz son Kyrion Mark Spencer in honour of his birthplace. Charlotte McCalla, 22, of Birmingham, had no idea that she was pregnant.

TV deviation for Just A Minute

BY ADAM SHERWIN

AFTER some hesitation and a not a little deviation, *Just A Minute*, the long-running radio quiz, is to make its debut on BBC television.

The programme made famous by star voices such as the braying wit of Kenneth Williams and the upper crust tones of Derek Nimmo will move to BBC1 later this year, with Nicholas Parsons, its veteran chairman, still in charge.

Ian Messiter devised the format in 1949 for the BBC Light Programme and sold it to American television two years later. Three years ago, BBC executives rejected a proposal to televise the show and Messiter reluctantly sold it to Carlton.

The ITV company ran two series under Parsons, but failed to find a regular audience.

Yesterday a delighted Mr Messiter said that the quiz

was "going home". Regular panellists will be Wendy Richard, Tony Slattery, Kit Heskith-Devereaux and Linda Smith. The rules will remain the same. Panellists win points for speaking spontaneously on a given subject without hesitation, repetition or deviation, until the minute is up.

Parsons, who has chaired more than 700 episodes of *Just A Minute* since it was first aired on Radio 4 in 1967, promises to remain the butt of his guests' jokes. "It is rather like holding a hypped-up dinner party where the guests engage in clever talk and try to score points off each other, and particularly at the expense of the host," he said.

He will continue to preside over the radio version. When the programme seemed to be running out of steam a decade



Parsons: will remain the butt of panellists' jokes

ago, new comedians such as Paul Merton and Jeremy Hardy were introduced to rejuvenate it.

Enlightened television executives have long recognised the rich pickings to be found in the entertainment departments of BBC Radio. Ever since Tony

Hancock transferred his comic monologues from the Light Programme to the fledgling BBC television service, radio has been used as a breeding ground for talent.

The award-winning *This Is Alan Partridge*, with Steve Coogan, was plucked from radio. The character first appeared as part of *On The Hour*, a Radio 4 news spoof. *The Hitchhiker's Guide to the Galaxy* began as book readings on Radio 4. Two television series were sold around the world. Radio panel games have always been quickly assimilated.

BBC Television provided Radio 4 with money to make *Goodness Gracious Me*, the Asian comedy show, because BBC2 could not afford the expense of a series. When it became a hit BBC2 took it, but the programme's team will continue to work for Radio 4.

Barmaids fined over fatal whisky contest

BY PAUL WILKINSON, NORTH EAST CORRESPONDENT

TWO barmaids who sold double whiskeys to a man who went on to die of alcoholic poisoning in a drinking contest with his father were both fined yesterday.

Shanna Wheatley and Mary Henderson admitted charges brought under rarely used licensing laws: supplying drinks on credit and selling intoxicating liquor to a drunken person.

Magistrates in Newcastle upon Tyne were told that the barmaids from the New Inn in the city sold a succession of large whiskeys to Herbert Hoyle, 55, and his son Michael, 28, who were drinking for a £100 prize. Wheatley, 40, was fined £400 and Henderson, 58, was fined £300.

Michael Cowen, for the prosecution, said that the two men went drinking on Easter Sunday last year and after five or six lagers in a club they went to the New Inn. "Mr

Hoyle senior recalled saying: 'One day you will drink your father under the table.' They then started a drinking competition with double whiskeys."

"Mr Hoyle asked for drinks on tick and Mrs Wheatley gave them to him. Mr Hoyle senior is unable to remember how many double whiskeys they had and the next thing he remembers was being in hospital."

"Another barmaid, Janet Boyd, finished her shift at 5pm and at one point she heard Mr Hoyle senior say to his son, 'You're slacking.' He then poured his double whiskeys into one glass and drank them in. She then heard him say 'Whoever wins this gets £100.'"

Wheatley and Henderson refused to comment after the case.

At the inquest on Mr Hoyle, the Newcastle Coroner recorded a verdict of misadventure.

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£10,000	£20,000	£40,000	6.40%	6.10%	4.82%	
£20,000	£40,000	£80,000	6.50%	6.20%	5.50%	
£40,000	£80,000	£100,000	7.20%	6.90%	6.50%	

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£140m to give home carers a holiday

THE country's unsung legions of carers are to receive £140 million from the Government to help them to take short breaks from their duties.

The money, announced yesterday by John Prescott, the Deputy Prime Minister, will enable six million carers to take a holiday, attend evening classes, or simply catch up on household chores.

Spread over three years and available in England only, the grant provides official recognition that taking a break from caring is essential to reduce the psychological, emotional and physical stress faced by carers. The Scottish Office has allocated an extra £5 million a year for breaks and the Welsh Office will make an announcement next month.

Mr Prescott said that carers were the unsung heroes of British life. "One in eight people devotes large parts of their lives to helping others. There are very many stories about ordinary people doing extraordinary things," he said.

It is estimated that carers

Grants will allow 'unsung heroes' to take a break from burden of duties, reports Alexandra Frean

save the nation more than £34 billion a year in providing services that might otherwise fall to health authorities and social services.

More than 3.5 million carers look after someone with a disability and 850,000 provide help for more than 50 hours a week. Nearly 60 per cent of carers do not receive visits from the main providers of support services.

Although some councils and voluntary organisations provide support and respite care, provision throughout the country is patchy and inadequate.

The new money is part of a package of help for carers outlined in a policy document, *Caring about Carers*. The measures include council tax reductions for more disabled people and their carers.

There will be more help for

the 25,000 to 50,000 children who care for a sick or disabled parent, including the designation of "link workers" in schools, to help pupils who are too scared to admit to teachers that they are carers for fear of being taken into care.

Carers will be able to consult personal advisers in job-centres about returning to work or combining caring and employment.

Carers of disabled children will receive more practical support and carers who are not in paid employment will also be entitled to receive national insurance credits towards a second pension.

Social workers and health workers will be required to consider the needs of carers when assessing the help required by the people they are looking after. Employers will

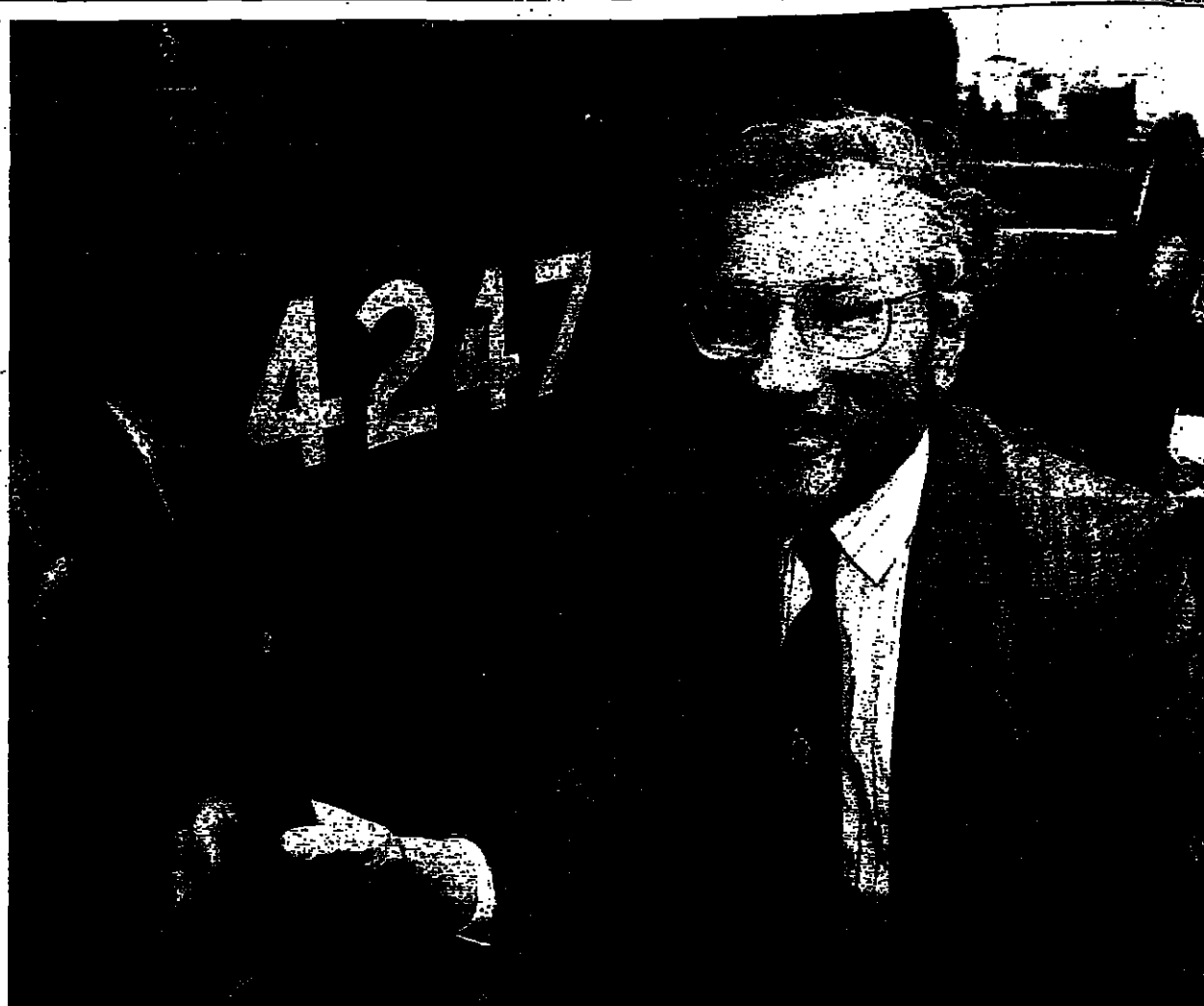
also be expected to be more flexible and to give carers time off for emergencies.

Carers' organisations expressed concern that the proposals contained no mention of specific funds to develop and run local support centres for carers.

David Butler, chief executive of the Princess Royal Trust for Carers, said: "We want to see extra money for local authorities wanting to set up carers centres, and an assurance of continuity of funding for existing carers support projects."

Carers, however, were more enthusiastic. Nikhil Mandavla, 19, of Barnet, North London, looks after his mother, who has leukaemia, and his father, a diabetic. He does all the housework, helps with the cooking and ferries his parents to hospital appointments.

He said: "The most important thing in this for me is that they are proposing that carers get breaks, so that they can spend time with other people and lead their own life."



Full steam ahead: John Pearce yesterday with the locomotive that inspired the Rail Brain of Britain contest

The undisputed king of all trainspotters

BY SIMON DE BRUXELLES

A TRAIN buff who spent three hours a day for eight months swotting up on his favourite subject has won the title of Rail Brain of Britain.

John Pearce, 57, a former British Rail manager, yesterday collected his modest prize, a single share in a restored 1916 tank engine. As newly crowned King of the Trainspotters, he can claim to know more about railways than almost anyone else alive.

To win against a hundred other entrants he had to answer 210 questions such as: Which European station has four different systems of electrification in operation? Even Mr Pearce was temporarily stumped by that one, racking his memory of rail networks in the Low Countries before realising the answer was next door to his birthplace in Stratford, East London. Mr

Pearce, from Bradford-on-Avon, Wiltshire, was helped by his wife, Marion, who accompanied him on expeditions to obscure libraries to find the answers.

The contest was organised by the 4247 Preservation Society to raise money to restore an 80-year-old engine rescued from a scrapyard in Barry, South Wales. Mr Pearce, who worked on the railways for 29 years until 1994, paid his £4 entry fee and was sent the 240 "train teasers", to be answered in his own time.

He said: "It was no walk-over. I puzzled over some questions for ages, but I answered the lot. It did show me there were a lot of things I didn't know." Roger Wickstead, the competition organiser, said: "He is a worthy winner. His knowledge of trains and the railway is second to none."

ARE YOU ON THE RIGHT TRACK?

1. What is the nickname of the bar on the California Western Railroad?
2. What became of Stoke Gifford marshalling yard in Bristol?
3. In 1845 which was the longest British railway tunnel?
4. How did Tim raise £800 for charity?
5. At which station can you see the Duke of Beaufort's arms on display?
6. Where hangs Turner's *Rail, Steam and Speed*?

ANSWERS: 1. The duck. 2. It became Bristol Parkway station. 3. Woodhead. 4. In the early 1900s the Paddington station porter's dog, Tim, carried a collection box round his neck. 5. Bodminston, Gloucestershire. 6. The National Gallery.

Crash PC cleared on death charge

BY PAUL WILKINSON

A POLICEMAN who killed a pedestrian as he sped to answer a 999 call was yesterday cleared of causing death by dangerous driving.

PC Ian Graham had been told by his control not to attend the emergency, but he said that he did not receive the message. When he hit John Todd, 39, he was driving on the wrong side of a suburban street at more than 60mph. There was uproar among Mr Todd's family when the jury returned its verdict at Newcastle Crown Court. His weeping sister ran out shouting: "My brother's life meant nothing."

PC Graham, 26, denied that he was driving dangerously when he hit Mr Todd in Washington, Tyne and Wear, in November 1997. As he sped along the dimly lit residential street, where the limit was 30mph, he overtook a car and swerved onto the other side of the road, passing a pedestrian crossing and mounting the pavement.

Mr Todd, a fitness instructor who had a ten-year-old son and whose wife was expecting another child, was going home from work when he was hit as he stepped into the road. He died in hospital.

PC Graham's counsel, Toby Hedworth, QC, said: "He was not driving dangerously when he responded to what he assumed was an emergency."

Noye 'has lost battle to stay in Spain'

BY GILES TREMLETT AND STEPHEN FARRELL

KENNETH Noye is expected to learn today that he has lost his fight against extradition from Spain.

Mr Noye, 51, wanted for questioning over the M25 "road-rage" killing of Stephen Cameron, should be back in England by the summer, Spanish lawyers believe.

A Madrid court will today make public its ruling over Kent police's application to return the 51-year-old property millionaire to Britain over the death of Mr Cameron, 21, who was stabbed to death on a slip road near Swanley, Kent in May 1996.

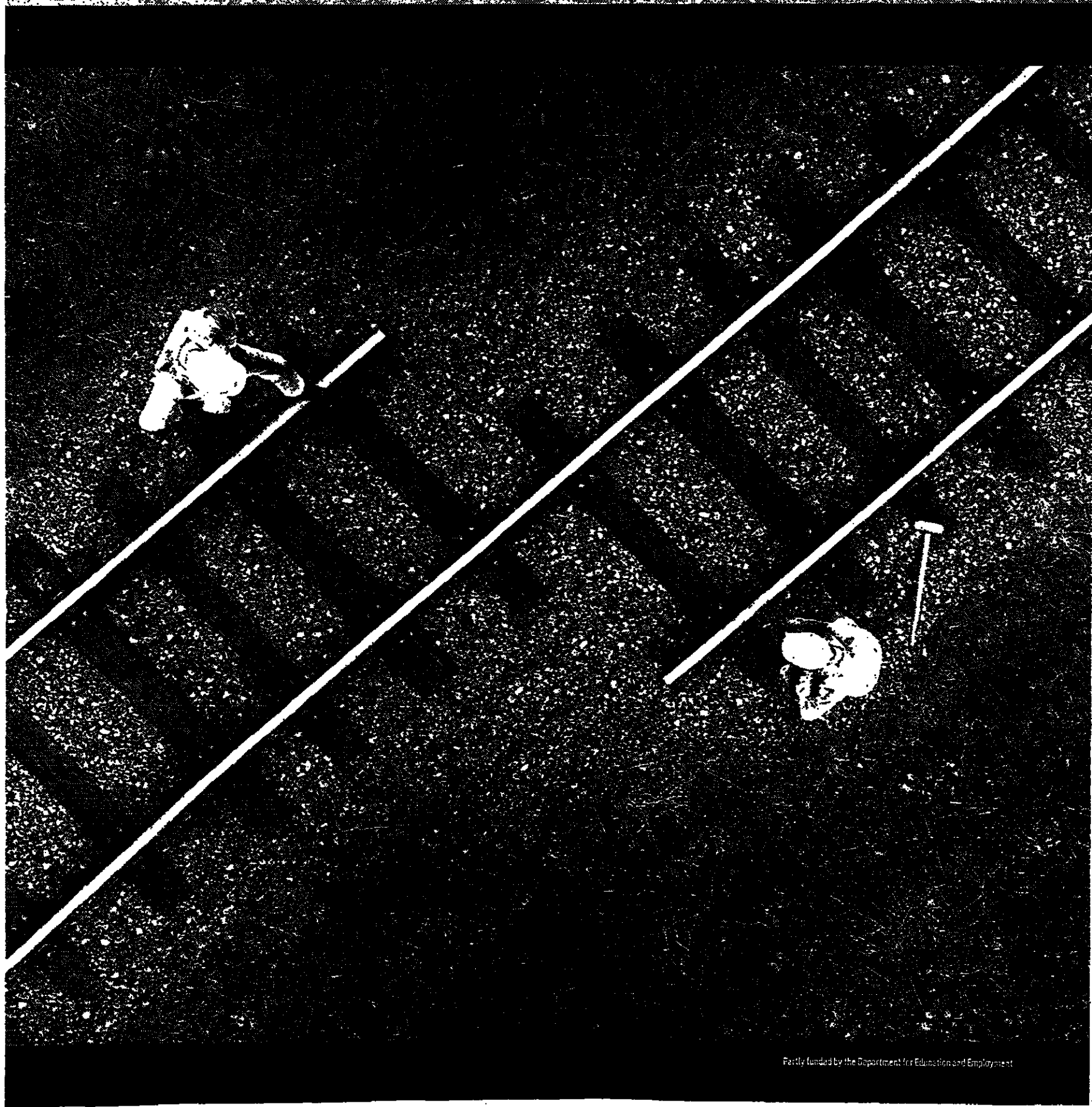
The lawyer representing the British Embassy in Madrid, José Ramón García, said that although he had not been officially notified he believed that the court had approved the extradition request. Detective Superintendent Dennis McCookin, leading the investigation, said: "We have been advised that the extradition request will be granted."

Mr Noye's Spanish lawyer, Manuel Murillo, confirmed that if extradition had been approved he expected to present an appeal within three days.

Last week Mr Noye appeared in court in Madrid to protest his innocence and claim that he could not get a fair trial in Britain.

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Teacher jailed for Spanish inquisition

Pupil's tormentor had lost earlier job, Simon de Bruxelles reports

A TEACHER who forced a boy aged 14 to lie bare-chested on drawing pins during a test on his Spanish homework was jailed yesterday for three months. When the boy answered questions wrongly, he had to perform forfeits that included having an ice cube placed on his bare chest and walking barefoot over drawing pins at the teacher's home.

Kevin Hawkins, 40, has resigned as head of modern languages at a public school in Gloucestershire. After yesterday's hearing at Stroud magistrates' court, it emerged that he had lost a job at a Home Counties comprehensive in 1987 after a complaint that he had been undressing with pupils aged 12 and 13 in a storeroom during lunch breaks. At that time, his name had not been placed on the Department of Education's discretionary "List 99", which enables other schools to uncover the past of suspect teachers.

The boy in the latest incident sustained a minor puncture wound to the chest. Hawkins admitted common assault at an earlier hearing. In trying to explain the incident, Conrad Sheward, for the defence, said: "Teaching can be a very fulfilling occupation, but sometimes it can distort the development of the teach-

er. If you spend most of your hours with schoolchildren, sometimes you behave like a child."

Yvonne Cant, chairman of the bench, told the teacher: "The offence is so serious that custody is the only way of dealing with it, because you were a person in a position of trust and authority. At your instruction, a pupil who at the age of 14 must be considered vulnerable was subjected to a completely unprovoked assault."

The boy had been ordered to call at Hawkins's home in the school grounds after failing to hand in his homework. He was forced to perform a forfeit for every wrong answer on Spanish verbs. Martin Setchell, prosecuting, said: "The first forfeit was to stand on one leg. The second was to do press-ups. For the third, drawing pins were scattered across the floor and the boy had to remove his shoes and walk across the pins."

"Next the boy had to remove his top and lie bare chested across the drawing pins. For the next forfeit, the defendant brought in a piece of ice and put this on the boy's chest." After the five forfeits, he fled the master's home and notified the school and the police.

Hawkins told the police: "It was a crazy thing to do and I am paying the price for it." The court was told that he has now been placed on an Education Department blacklist which means he will never teach again.

The headmaster of the school, which cannot be named, said all possible checks had been made before Hawkins joined the staff. He said: "All independent schools, as indeed all state schools, are required to carry out full checks, taking up references, checking List 99 and checking against criminal records. Nothing was found to indicate that this teacher was unsuitable."



Hawkins arrives at court: he is now blacklisted



Daniel Grover's collection of tokens is boosted by his father, a postman

'Token crazy' Daniel is school's collecting star

BY HANNAH BETTS



A SCHOOL told by inspectors that it needed more books has been performing wonders in *The Times* Free Books for Schools scheme, thanks to a one-boy collecting operation. Daniel Grover, of Geoffrey Field Junior School, in Reading, has a secret weapon: his father is a postman who gathers up unwanted tokens on his round. In the first week of the scheme, seven-year-old

Daniel amassed more than 1,000 tokens.

Charlie Clare, headteacher at the school, said: "All our children are putting their backs into the campaign, but Daniel has been the real star of the show. Our last Ofsted report said we must improve our stock of library books and this goal has become a key part of our literacy strategy."

Denise Grover, Daniel's mother, said: "Daniel has always loved books and, since *The Times* scheme started, he's been going tokens crazy. The whole post room has given their support. It's been wonderful."

Daniel's 13-year-old brother, Antony, wants the next batch of tokens to go to his school. Mrs Grover said: "He's begun saying it's not fair that Daniel's the one getting all the attention."

□ If you have a story to tell about collecting for scheme, call our hotline on 0171-895 9018 (office hours only). For inquiries, call the helpline on 0845-604 0312.

Token, page 33

PE master wins payout after assault case fails

BY RICHARD DUCE

A TEACHER who was sacked before a court cleared him of assaulting a troublesome pupil reached an out-of-court settlement worth thousands of pounds yesterday. Peter Singlehurst, 34, took his case for unfair dismissal to an employment tribunal after he was sacked from his physical education post at a Roman Catholic school in Kent.

The St John Fisher School in Chatham ignored police advice to stay any disciplinary action until the outcome of the court case. Mr Singlehurst was eventually cleared last month of assaulting the 14-year-old boy.

On the day his tribunal case was to be heard in Ashford, the two sides agreed a cash settlement that is understood to be near the £12,000 maximum allowed. It is believed that Mr Singlehurst will be given an agreed reference.

The pupil, now 15, who had 23 detentions in one year, has since been suspended for an unrelated matter. He accused Mr Singlehurst of grabbing him by the throat during a classroom confrontation last May after the teacher ordered him to stand with his face against the wall for disrupting the lesson.

Edmund Fowler, for the prosecution at Medway Magistrates' Court, suggested to Mr Singlehurst: "Your hand went

Apple for Sir falls foul of town hall sleaze clean-up

BY SHIRLEY ENGLISH

TEACHERS who accept apples from grateful pupils risk falling foul of rules for employees to be adopted by a council.

The innocent classroom tradition is under threat from a code of conduct that will ban local authority employees from accepting any personal gifts or hospitality, however small. It is being introduced by East Renfrewshire council and applies to councillors and to all 3,500 employees. The measures, expected to be passed by a meeting of the full council tomorrow, have angered teachers' unions, who claim they constitute an insult to the profession.

The council says the guidelines are an effort to clean up the image of local government before the council elections in May. But critics of the catch-all code complain that it fails to differentiate between small acts of kindness and genuine attempts to bribe or corrupt.

Tino Ferri, who teaches English and Italian in Glasgow, said: "This is carrying the anti-sleaze campaign too far and to a place where it does not exist. Years ago I received a porcelain mug engraved in Latin from sixth-formers at the end of term and I still treasure it."

Mr Ferri, a member of the national executive of the National Association of Schoolmasters and Union of Women Teachers, added: "What is happening in society if a child cannot show his or her appreciation for their teacher?"

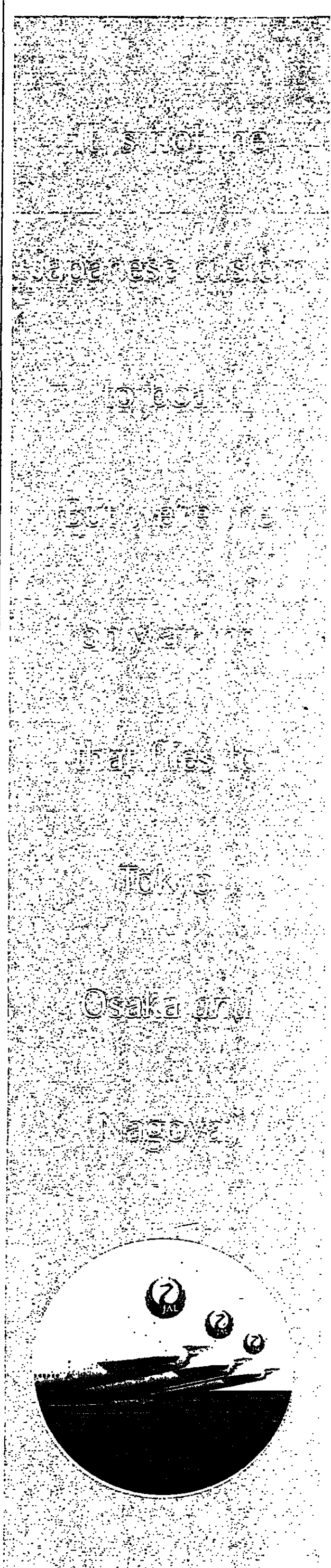
The guidelines say that the council expects the highest standards of conduct and integrity from its employees and elected members. "The council is committed to the elimination of fraud and corruption. For this purpose, employees should not accept personal gifts, hospitality or legacies."

A council spokesman confirmed that the code did cover small gifts and tokens of affection from pupils to teachers, and said that problems might arise in secondary schools around examination times, when attempts might be made to influence grades with gifts.

Councillors and officials will have to refuse private gifts or gestures of hospitality from businesses. Lollipop ladies, home helps and dustmen who traditionally get small gifts at Christmas will have to turn them down with apologies.

Normal disciplinary procedures will be invoked against any employee caught breaking the rules, or anyone found to have made malicious reports against colleagues.

"There is clearly a million miles of difference between a teacher getting small gifts from pupils or a planning director getting a huge bribe from a developer. But this is a catch-all code," the council spokesman said.



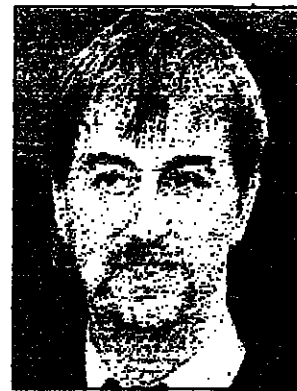
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Singlehurst: settlement could be near £12,000

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The Lords in their hands

'Heavyweight' team must decide future role of second House, write Philip Webster and Valerie Elliott

TWO leading trade union figures, a former Tory Cabinet minister and a bishop were named yesterday as members of the Royal Commission which will decide on the shape and functions of the second House of Parliament.

The Government asserted that it had picked a "heavyweight and balanced" team to serve under the chairman, Lord Wakeham, the chairman of the Press Complaints Commission. They include Bill Morris, the left-wing general secretary of the Transport and General Workers' Union.

And it responded to criticism that the commission had been appointed merely to do the bidding of the Government by claiming that it was "not a poodle" of ministers.

The commission has been asked to report by the end of the year on the second stage of reform, and one of its members admitted yesterday that it would have "to get its skates on" to meet the deadline.

Mr Morris, one of the surprises in the names issued yesterday, is joined on the commission by Baroness Dean of Thornton-le-Fylde, who is a member of the Political Honours Scrutiny Committee and a former general secretary of the print union Sogat.

Lord Hurd of Westwell, the Tory former Foreign Secretary, is the leading Conservative on the list and has for long time taken a positive attitude to Lords reform. Dawn Oliver, who was a Liberal Democrat member of the Cook-Maclean committee on constitutional reform before the last election, is the Liberal Democrat nominee.

The commission, which will hold its first meeting shortly, will make recommendations on the "role and functions" of a second chamber although its terms of reference require it to "maintain the position of the House of Commons as the pre-eminent chamber". Its proposals will be considered by a joint committee of both Houses and ministers say they hope legislation could be passed to set up the new chamber before the next election.

The Government last night warned Tory peers against obstructing its programme, ahead of debate on the Lords reform package. Baroness Jay of Paddington, leader of the Lords, was commenting after Conservatives tabled an amendment on tomorrow's second reading of the Health Bill.

Lady Jay said: "Such a motion from the official Opposition at second reading is unprecedented since 1985."

"If this is an indication that the Opposition are withdrawing from the usual conventions of the House, that is a matter that will have to be taken into consideration when other matters more directly affecting the House of Lords are being considered."

Ministers have said that they are "minded" to support the temporary retention of 91 of the 750 hereditary peers, pending full-scale reform. But this is dependent on Tory peers not obstructing the Government's programme.

The Health Bill abolishes the NHS internal market, sets up Primary Care Trusts, establishes a Health Improvement Commission and increases the penalties for prescription fraud.

The House of Lords Bill, ending the automatic right of hereditary peers to sit and vote in the upper chamber, gained its Commons second reading last week and starts its detailed committee stage next Monday.

Lord Strauchclyde, the Tory peers' leader, said: "Labour want a weak Parliament. We want a stronger one. We trust the Commission will now help deliver it."

"We hoped to see more independent academics and constitutionalists on the Commission but we trust that Lord Wakeham and Mr Kaufman will resist backstairs pressure from No 10."

He insisted: "The Commission must see the new House maintains the spirit of the existing one, and they must take evidence from the public."

"After all, Parliament exists to defend the liberties of the people. It must not act as the rubber stamp of any government, however great its majority may be."



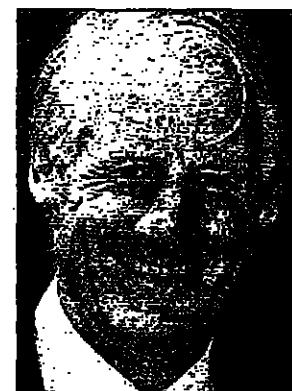
Lord Wakeham



Gerald Kaufman



Lord Hurd



Lord Butler



Bill Morris



Anthony King



Richard Harries



Baroness Dean

Ready to think the unthinkable

Valerie Elliott examines what the ten new appointees can bring to the Royal Commission on Lords reform

The remaining ten members of the Royal Commission were named yesterday. Tony Blair had already confirmed that Lord Wakeham was to be the chairman and Gerald Kaufman, the Labour MP, had also been appointed. The ten are:

Lord Butler of Brockwell, 61, former Cabinet Secretary and now Master of University College, Oxford. Turned down the chairmanship because of a heavy commitment at the college, which is celebrating its 750th anniversary. A former custodian of the constitution, he will be a stickler for propriety and detail. Known as a smooth operator, he will ensure consensus. He and Douglas Hurd could prove a powerful axis.

Baroness Dean of Thornton-le-Fylde, 55, the former trade union leader who is fast becoming the female face of the new Labour Establishment. Very active in the Lords, and a member of the Privy Council sub-committee which vets political honours.

Lord Hurd of Westwell, 65,

former Conservative Northern Ireland, Home and Foreign Secretary, who has carved a new career in international banking. Known as a thinker, he gives weight to all sides in a debate. But wedded to tradition — he hates tinkering with things that work — he could prove awkward.

The Right Rev Richard Harries, Bishop of Oxford, 59. A leading liberal, extremely bright, and one of the most active senior churchmen. Likes a fight and can take on leading scientists and academics and beat them. A leading proponent of "Just War" — the Church's justification for use of war, and backed use of force against Iraq.

Sir Michael Wheeler-Booth, 65, former clerk of the Parliament, knows more about the subject than anyone else on the commission and has heard

all the arguments pro and con. For him it is a case of *déjà vu* — he was involved in the Crossman plan 30 years ago to reform the Lords when he was joint secretary of the inter-party conference on Lords reform.

Anthony King, 64, Professor of Government at University of Essex, and former member of public standards watchdog. Great value on a committee, thinks the unthinkable and says it. Not afraid of controversy. Will cut through humbug. Frequently tipped as a future member of Upper House.

Bill Morris, 60, general secretary of the Transport and General Workers' Union. His appointment is seen as a sop to the unions. Close to Gordon Brown, and has frequently caused trouble for the Labour leadership. A Eurosceptic.

Dawn Oliver, constitutional lawyer at University College London. The second choice for the Liberal Democrats after Julia Neuberger turned it down. She has worked hard for the party on constitutional issues, she served on the joint Labour/Lib-Dem consultative committee on constitutional reform and has worked as an aide to Robert Maclean, the party's constitutional spokesman. A solid background figure, rewarded with some limelight.

Anna Beynon, national manager of BT Wales. A fully-fledged member of the Welsh establishment elite. Married to Leighton Andrews, Wales's leading political lobbyist and PR consultant, who organised the "Yes for Wales" campaign in the devolution referendum. A member of the Welsh Language Board and a governor of National Film and Television Council.

Don't expect fireworks from cautious choice

SOME members of the Royal Commission were worried about how much time it would take up. They were reassured that it might involve perhaps a couple of long weekends at Ditchley, as one Cabinet minister says, only half-jokingly. They will certainly not have to spend the whole of a hot summer together as the authors of the American constitution did in Philadelphia in 1787.

The Government takes a minimalist view of the commission's work. Its function is to examine some fairly narrow questions and help to establish popular consent for long-term reform. Reform of the Lords links many strands of constitutional change: the role of Parliament, the judges, devolution and Europe. A changed second chamber could bind these together.

Last month's White Paper raises these possibilities but imposes strict limits on the commission's terms of reference. The Commons alone will determine who forms a Government and its right to remain in office, must continue to have sole powers over the provision of financial support and "must ultimately have the right to secure any of its legislation introduced in the Commons with the consent of the Commons alone, except for a Bill to extend the life of a Parliament".

At present, the Lords is both legally constrained and observes self-denying ordinances over its powers. The White Paper suggests institutionalising the understandings under which the Lords operates by leaving the powers intact but restricting the circumstances under which they are used.

But "a better approach" might be to reduce the theoretically available powers, recognising that they might be used more often. This might affect the length of time a Bill could be delayed, the creation of for-

mal conciliation arrangements between the two Houses and the second chamber's powers over secondary legislation.

The White Paper also gives a few nods and winks about how the commission should look at the relationship of the second chamber to the new devolved bodies and to the European Parliament. The Government wants a hybrid House, mixing nominated members, including some existing life peers, plus some indirectly elected and possibly elected members.

This considerably narrows the remit of the commission. There are still important issues on whether representation from the nations and regions of Britain should be of voters, legislators or executives. So ministers are principally looking for an independent view on the balance of a mixed second chamber. Moreover, the Government will also be putting forward its own view, via a Labour submission, and ministers will not, of course, be bound by the commission's recommendations.

The membership is weighty but unadventurous, with a couple of obvious weak links. The career of Lord Wakeham, the chairman, has been marked by finding workable solutions to problems rather than by intellectual radicalism. The same is true of several other members, though Lord Hurd of Westwell could surprise given his strong views on the constitution. And Lord Butler of Brockwell, the former Cabinet Secretary, has already stated his opposition to a wholly appointed House. Sir Michael Wheeler-Booth, the former Lords clerk, is not an obvious fan of the Government's constitutional programme.

Don't expect any fireworks, but rather some cautious compromises to fill in the gaps of an already well worked-out government plan.

Peter Riddell ON POLITICS

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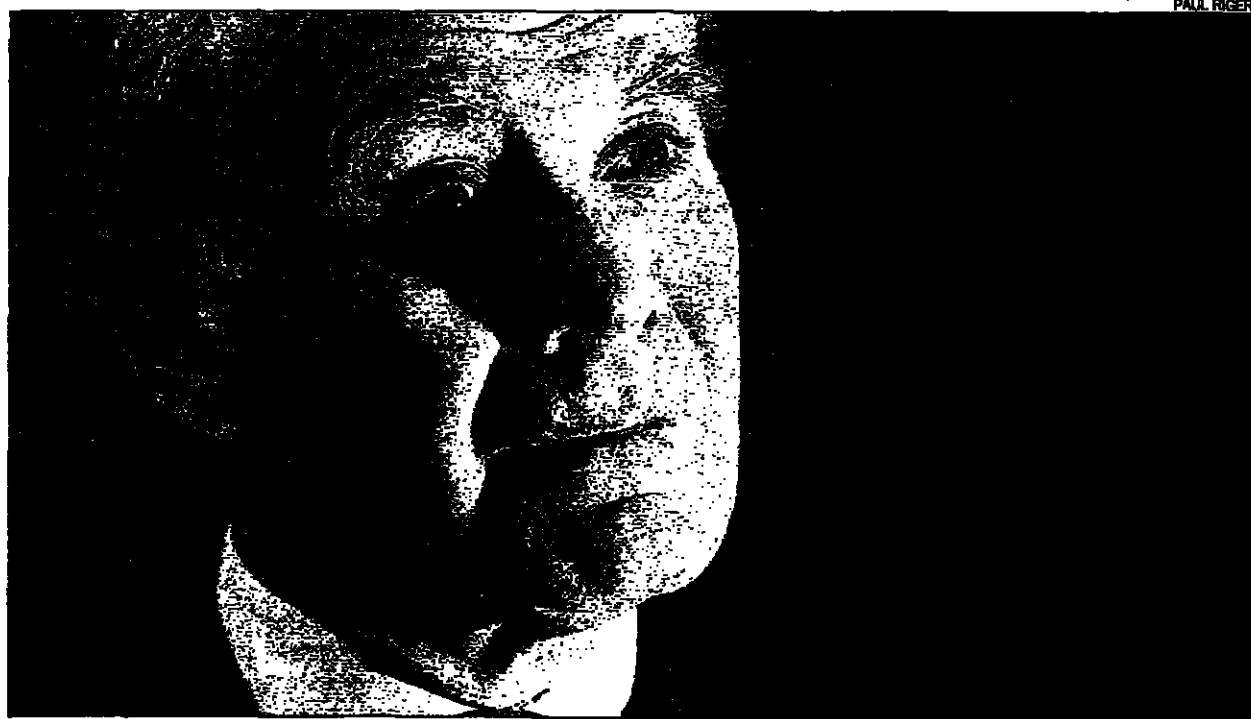
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Menzies Campbell competed in the 1964 Olympic Games. His rivals should not underestimate his staying power

Veteran sprinter with will to win

Menzies Campbell is limbering up for the Lib Dems' leadership race. Mark Inglefield reports

MENZIES CAMPBELL'S wife has been known to describe her 57-year-old husband as the "fastest white man on earth", a reference to the time he sprinted for his country in the 1964 Olympic Games.

For this reason alone the younger hopefuls limbering up for the Liberal Democrat leadership race would be well advised not to underestimate Mr Campbell's staying power or will to win.

Certainly Menzies (pronounced Ming, as in vase) is relaxed about his elder statesman status. "I am what I am. It's a fact which will be in people's minds, but not an important one, I hope," he says.

He laughs off the fact that he is dieting to get in shape for the contest — it was reported at the weekend that he was just 7lb heavier than his physical peak. "It's purely coincidental," he says. "I walk a lot in my constituency."

Mr Campbell, a Scottish lawyer, is in appearance a million miles away from the Liberal Democrat stereotype. With

his bespoke suits, Jermyn Street shirts and elegant silk ties he cuts a sartorial figure around Westminster.

"I don't know if being known for that is a good thing or not," he says. "It reminds me of what Jeremy Thorpe said. 'You should dress to the right and look to the left.'"

His background, he says, is ordinary. His father was a building manager and mother a civil servant.

He is the only frontrunner who is married. His wife, Elspeth, is considered an asset, but Mr Campbell insists he would never play the marriage card. But would his wife be happy about him becoming a leader of a political party? "My wife is a great enthusiast," he says carefully.

That may be so, but friends are surprised he is even contemplating standing. He saw at first hand the mauling Lord Steel of Aikwood and his wife Judy were given by the press during the 1987 election campaign, and said at the time "it was not a price I would be prepared to pay". So when did he



Campbell in RAF kit sortie was "very frightening"

change his mind? "I think it's rather vulgar to apply for a job when there isn't a vacancy," he says.

Mr Campbell came late to Westminster. He won Fife North East in 1987 — his fifth attempt at a seat — at the age of 46, by which most ambitious MPs have already established themselves.

But he sailed through a variety of spokesman jobs before reaching his present position, speaking on foreign affairs and defence. He is considered an effective performer in the Commons, as well as on television. He was a close ally of Paddy Ashdown, and the only leadership contender to sit on

the joint Cabinet committee. He will not be drawn on the extent to which co-operation will be continued, but speaks positively about constructive opposition.

But critics suggest that he may well find himself hampered by a lack of support among the bobbie-hatted, open-toe sandalled activists who will decide the matter.

"He doesn't go to a lot of fringe meetings at party conferences, and that counts for a lot in this party," a senior Liberal Democrat says. "It will stand against him in a one member, one vote election."

Mr Campbell rejects this. "I go to all the fringe meetings that concern my areas of interest," he says.

Some say the very difference between Mr Campbell and Mr Ashdown — the Special Boat Squadron action man and the urbane, easily likeable, lawyer — could swing in his favour.

But a photograph in his Westminster office seems to say otherwise — Mr Campbell dressed up in RAF pilot kit after a sortie in a Tornado jet. All very macho. I ask about it, but his answer removes any suspicion that he is concealing the Paddy within. Meekly, he says: "It was very frightening, but I wasn't sick."

Senate agonises on rebuke to Clinton

AS CLOSING arguments began in Bill Clinton's trial last night, senators intensified their attempts to find agreement on a way of rebuking the President after his inevitable acquittal this week.

Democratic senators, many of whom have wanted to abandon the trial and censure Mr Clinton since the proceedings began, hope Republicans will join them in a condemnation of the President when the trial ends on Thursday or Friday. But there is opposition from some Republicans who believe such a move is unconstitutional and smacks of face-saving by politicians who want to be seen to deplore Mr Clinton's conduct but do not have the courage to convict and remove him from office.

"Impeachment is about the Constitution. Censure is about getting political cover," said Phil Gramm, a Republican senator from Texas. "They want to be on both sides of the issue. They want to say the President is not guilty. They want to say he's guilty."

Opening the prosecution's remarks, James Sensenbrenner, a Wisconsin Republican, said the trial was not caused by those arguing the case, or Kenneth Starr, the independent prosecutor. "Regardless of what others might say, this was caused by William Jefferson Clinton, no one else."

He said it was not about the

As the President awaits his acquittal, support grows for censure, writes

Damian Whitworth in Washington

Lewinsky affair but perjury and obstruction of justice, and that acquitting Mr Clinton would set a dangerous precedent, sending the country on a path "back towards an imperial presidency above the law".

Keeping Mr Clinton in office, he went on, when he was guilty of criminal conduct would "undermine the authority of the President, undermine the rule of law and cheapen those words that have set

America apart: equal justice under law".

However, support appeared to be growing for a motion of censure endlessly redrafted by Robert Bennett, a Republican, and Dianne Feinstein, a Democrat, which would state that Mr Clinton's behaviour had been "shameless, reckless and indefensible" and that he had "deliberately misled and deceived the American people".

The carefully crafted denunciation would not say that Mr Clinton was guilty of charges he faces in the trial — perjury and obstruction of justice — but that he "gave false and misleading testimony and impeded discovery of evidence in judicial proceedings".

Mr Bennett said that most senators favoured censure and wanted "to leave some kind of formal statement of indignation and outrage over what this President has done".

With the videotaped depositions from Monica Lewinsky, Vernon Jordan and Sidney Blumenthal apparently failing to convince any more senators that Mr Clinton should go, it is clear that the required two-thirds of the 100-member body will not find him guilty. The only question is how many Republicans will side with Democrats and vote for acquittal.

Democrats hope that a censure motion could be brought to the Senate on Friday after votes on the articles of impeachment on Thursday.

There is likely to be argument today over whether or not to open debate on the articles of impeachment to the public. Some Republicans are wary of a televised debate in which Democrats are expected to condemn them for prolonging the trial — a view likely to appeal to the public, who dearly wish it would end.



Ammer's view of the Republican Party's dilemma in the Austrian newspaper Wiener Zeitung

Michael Gove, page 16

Hero on the \$1 bill gets a \$3m facelift

By DAMIAN WHITWORTH

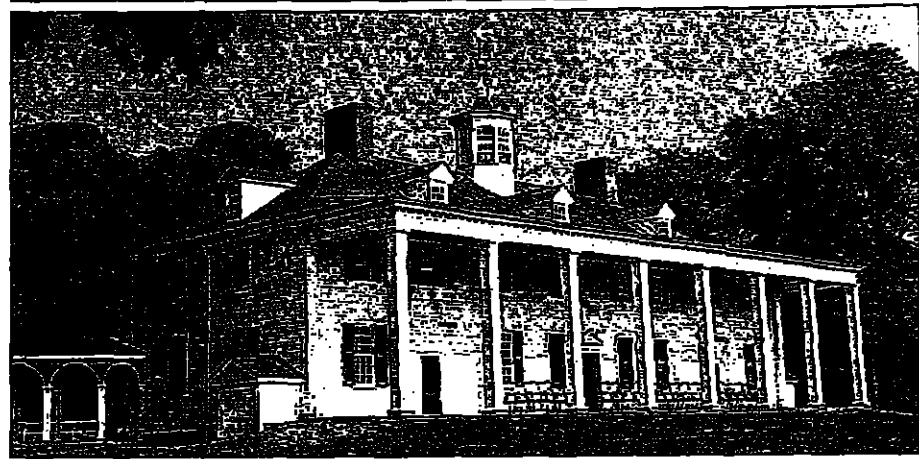
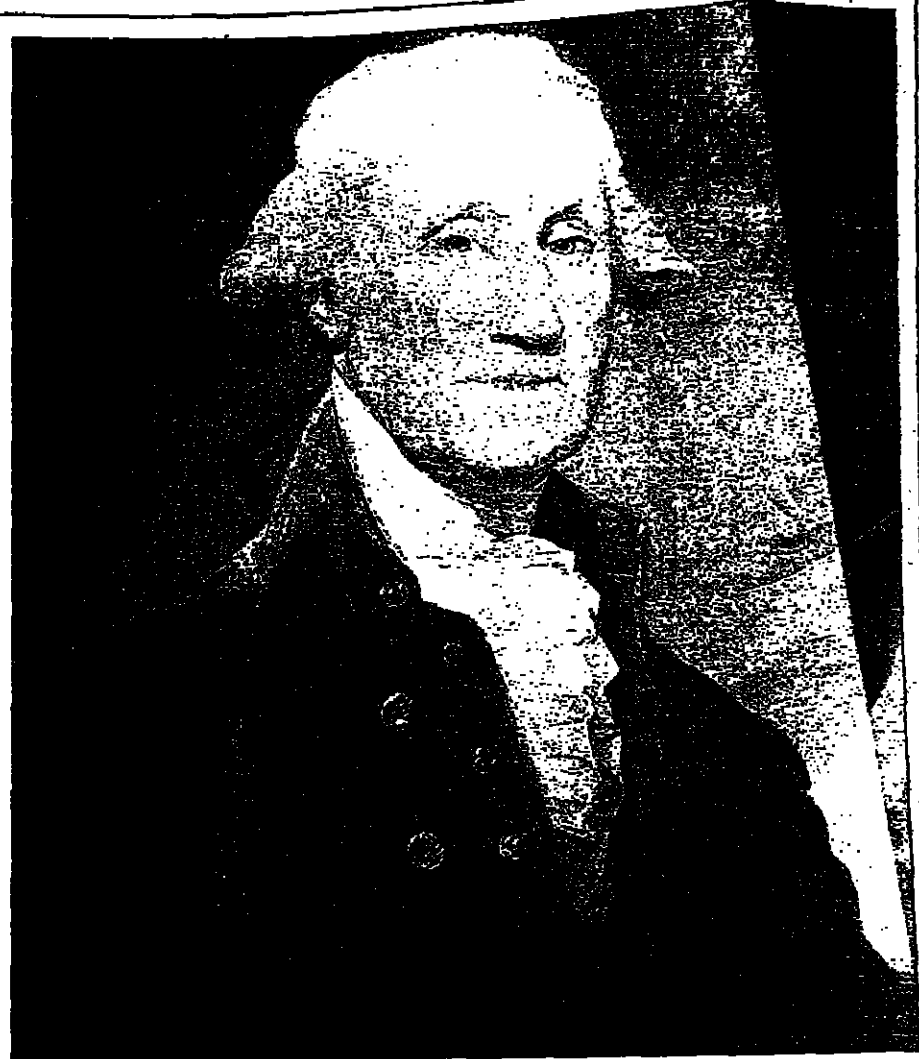
NEVER before has there been such a campaign to save the image of a President. He will be marketed like a pop star. Tens of thousands of communities across America will be encouraged to hold celebrations of his achievements. The press will be deluged with positive stories. Robert Redford is even thinking of making a film of his life.

For George Washington, first President of the United States, it is time for a serious \$3 million (£1.8 million) makeover. Two hundred years after his death, the man who won the War of Independence, had the capital named after him, and gives people the world over a patrician look every time they pull out a \$1 note, is to receive the attentions of a marketing team and the spin doctors.

His problem is that people do not really know who he was. At a push they remember that he was the first President or that he appears on "greenbacks". But that's it. In polls for the greatest Presidents, Washington does not get a look in. (Abraham Lincoln, John F. Kennedy and Franklin D. Roosevelt are the top three.)

"He had great name-recognition, but not a high quotient of excitement. Dull, boring. He was the first President, of course. So what?" said Michael Quinn, deputy director of programmes at Mount Vernon, Washington's home on the banks of the Potomac River near the city that bears his name. "He was a victim of his success. He made it look too easy."

The difficulty — and President Clinton may or may not find this comforting — is that people tend to remember a President who has a whiff of scandal about him. Thomas Jefferson, said to have sired a child by his slave, Sally Hemings, is always being written about and made the subject of television programmes and films. The fact that



George Washington, whose death bicentenary is being marked this year, and his home, Mount Vernon, on the Potomac near the capital that bears his name

recent DNA tests appear to prove the stories has boosted his fame even more. The childless, untarnished Washington just cannot compete.

But Mr Quinn insists that perceptions can be changed. "He actually had one of the more interesting lives you can imagine," he said.

To mark the bicentenary of Washington's death, the marketing team at Mount Vernon will emphasise a rags-to-riches story, from self-taught surveyor to bril-

liant general to statesman. His importance as an architect — even though Mount Vernon is surprisingly modest — and his work as a farmer and environmentalist will

be trumpeted. An exhibition of artefacts is touring the country with such gems as his ivory teeth, two new websites are up and new books are heading for the shops. About 50,000 communities are to be encouraged to mark the bicentenary by planting trees and ringing bells. A full-scale period state funeral is also to be staged for television. "We're going to try to make it feel like the Diana funeral," said Melissa Groppel, manager of special events.

Links
www.georgewashington1799.org — the official George Washington bicentennial website.
www.mountvernon.org/WH/ghpages/ — the official White House George Washington website.
www.earlyamerica.com/1799/ — the official early America website.
www.earlyamerica.com/1799/ — the official early America website.

US military relics anger Panama

FROM DAVID ADAMS
IN PANAMA CITY

FOR almost a century America's military has used the rainforest beside the Panama Canal for target practice and to test explosives, including chemical weapons.

But, as the United States prepares to hand over the canal and its bases by the end of this year, it says that it cannot clean up all the hazardous munitions left behind. Buried in the rainforest are an unknown number of UXOs — unexploded ordnance — that the Pentagon says cannot be removed. Although about 30,000 acres, the bulk of the ranges, are being swept clean, it says another 7,000 will have to be fenced as off-limits. After December 31 it will be Panama's problem.

Outraged Panamanians say that is not good enough. They are backed by a grow-

ing number of American voices, including the former President Jimmy Carter who signed the 1977 Panama Canal Treaties that set the timetable for US departure. "We are walking away from our responsibilities there," said John Lindsay-Poland, director of the Fellowship of Reconciliation, a San Francisco-based peace group.

The US presence has always been controversial. To get the canal built, it manufactured the separation of Panama from Colombia in 1903, then created its own colony around the waterway. In America's resentment at handing back the canal lingers: Mr Carter recently acknowledged that signing the 1977 treaties was one of his most unpopular moves.

Officials reject accusations that America has failed to meet its Canal Treaties obligations, including taking all "practicable" measures to remove hazards. Uneven

and dense jungle terrain is said by military officials to make it technically impossible to clean all "impact areas". To find buried UXOs would require cutting down vegetation, causing untold damage to a delicate environment.

Experts say that the Pentagon is exaggerating the technical difficulty and environmental risk to avoid paying for a proper clean-up. Panamanians, who say their country — population 2.7 million — lacks the resources to tackle UXOs, worry about the risk to human life, pointing out that at least 21 people have been killed and others maimed by leftover explosives.

US officials can find records of only seven deaths, and some feel the Central Americans should be more grateful: the United States is, after all, leaving behind property with an estimated market value of \$4 billion (£2.5 billion).

Safe after 12-day snow ordeal

Leavenworth, Washington: A pair of boots sticking out of the snow led to the rescue of a couple who had been missing for 12 days after a snowmobile excursion went tragically wrong.

George Back, 50, was hallucinating and frostbitten but alive when found beside his two barking Norfolk terriers

at the weekend. His wife, Diane McManus, 44, was dead. Mr Back and his wife had rented two snowmobiles on January 27 near Fish Lake, about 80 miles east of Seattle.

They tucked the dogs inside their snow suits for what they had expected to be a two-hour outing. They became lost when a storm closed in and a

search for the couple was called off two days later.

Two men who were riding snowmobiles in the area on Sunday spotted Mr Back's booted feet sticking out of a hole that he had formed in the snow. "He thought he had been there six months and was afraid we were going to leave him," one of the men said. (AP)

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Eritrea border clashes spread

Raid on lodge in Addis Ababa
Tension on diplomatic alarm as
Eritrean tanks and jets attack

Between Ethiopia and Eritrea, forces spread out yesterday, accusing the other of starting the first clashes at the border. The Eritrean army of Badme on the border of the two countries was surrounded by heavy fighting around the town of Badme, and the Eritrean army was supported by fighter

planes, were engaged in extensive counter-offensives on all fronts. A government spokesman, Solomon Tadesse, said Ethiopian artillery had destroyed an Eritrean radar station at Tselemta, inflicting unspecified casualties. She gave no word on Ethiopian military losses, but said that seven civilians had been seriously injured during Eritrean shelling of the town of Adigrat, carried out "in a desperate measure to compensate for losses on the battlefield".



Eritrea, for its part, said hundreds of Ethiopian soldiers had been killed since the fighting started on Saturday with 250 killed in Sunday's clashes alone. Dozens more

had been taken prisoner. It said Eritrean forces were continuing to hold their ground against attacks from Ethiopia in the Tselemta region. Zemret Yohannes, a senior Eritrean government official, said: "They are trying to attack our trenches with tanks, artillery and troops. They have not reached our trenches." There were no independent reports on the fighting. Salim Ahmed Samim, the Secretary-General of the Organisation of African Unity, yesterday called on both sides "to immediately put an end to the current fighting" and accept an OAU peace plan that was drafted in November. He called on leaders of both countries "to exercise restraint

and do everything in their power to avert a further escalation of the conflict". The latest fighting broke an uneasy ceasefire that has more or less prevailed since hundreds of people were killed in artillery exchanges and bombing raids last May. Tension has been heightened in recent weeks by Eritrean refusal to withdraw from territory occupied during the May clashes. Only a week ago the Eritrean side pledged not to fire the first shot in renewed fighting, an offer dismissed by the Ethiopians, who said Eritrea had already opened hostilities by occupying territory and that action by Ethiopia would be purely in self-defence. In the event, each side

blamed the other for breaking the ceasefire. Ethiopia first accused Eritrea of carrying out bombing raids on Friday against Ethiopian positions near Badme. Eritrea denied this and said that Ethiopia had started the offensive with ground troops backed by helicopter gunships. Kofi Annan, the United Nations Secretary-General, said the fighting was "completely unacceptable to the international community" and called on both sides to find a peaceful solution. Eritrea fought a 30-year war of independence against Ethiopia from the 1960s, effectively winning independence in 1991, formally confirmed by a referendum two years later.

Flood toll reaches 20 in Philippines

Manila: Flash floods killed 20 people and displaced more than 110,000 families in the Caraga region on the island of Mindanao, officials in the Philippines said yesterday. Rain has been continuous for four days although the floods were starting to recede in some parts, the officials said, and the Government was considering declaring a "state of calamity". Landslides and collapsed bridges isolated some towns, and wide areas of Butuan, the largest city in the region, were without power, they added. The National Disaster Coordinating Council said damage totalled 123 million pesos (£2 million) in the four rice and corn-growing provinces that make up the region. (Reuters)

Tamils in sea battle

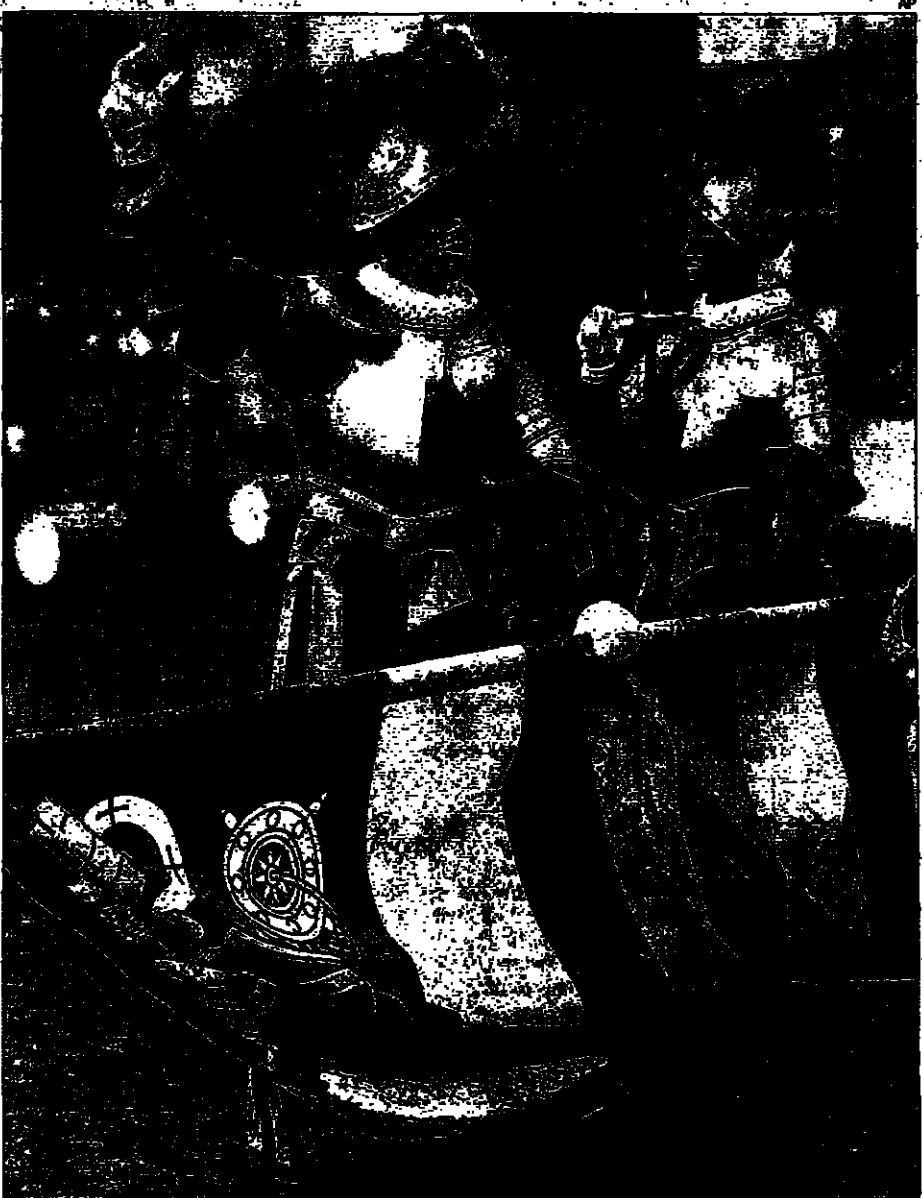
Colombo: Sri Lankan naval gunboats destroyed two Tamil Tiger rebel boats and damaged another four in a battle off the northern Jaffna peninsula, naval officials said. State radio said 15 rebels were killed, but the officials said they were unsure of guerrilla casualties. Four sailors were wounded. The battle started when patrol ships engaged two rebel boats believed to be transporting supplies near the Delft islands, 181 miles north of the Colombo. (Reuters)

More journalists arrested after Mugabe outburst

FROM JAN RAATH IN HARARE

Ethiopian authorities arrested four more journalists yesterday in the wake of President Mugabe's threats to his critics, arresting three more journalists and the owner of the independent newspaper they write for. There were fears that the four — including a woman reporter and the editor, who is disabled — would be handed to military and secret police who tortured another reporter and editor last month for reporting an alleged coup plot. Detectors arrested Grace Kwinjeh of the *Mirror*, followed by Fernando Gonçalves, the managing editor, a Mozambican, Farai Mungazi, a former editor, and Ibbo Mandaza, the owner. Police said they would be questioned over a report in October about the body of a Zimbabwean soldier killed in the war in the Democratic Republic of Congo. The *Mirror* said relatives opened the coffin and found only the man's head. Military officials denied the report and said they disintegrated the body to disprove it. Trevor Harris, the assistant editor, said lawyers had been allowed to see the three journalists at Harare central police station. "Everybody is a little scared, given what happened the previous time."

There are real concerns about the well-being of our people. All four were charged with causing "alarm and despondency". Mr Gonçalves and Mr Mungazi were released. At the weekend Mr Mugabe broke his silence over the illegal detention and torture of the editor and a reporter of the *Zimbabwe Standard* over their report of a military coup plot. He denounced senior judges who questioned his commitment to the rule of law, said British agents had infiltrated to undermine the Government, said whites to "atone for their evil past" and warned the independent press of "very stern measures" for their "insidious acts of sabotage". His outburst made it clear he endorsed the illegal arrest and assault of the two journalists last month. Both were released and an independent medical report said they had been severely tortured. They have also been charged with causing "alarm and despondency" under legislation used by Rhodesia to silence demands for black majority rule. Mr Mugabe later left Harare for a two-week tour that is expected to take him to Britain, Jamaica and the US.



Cedric Tornay during his swearing-in to the Vatican's Swiss Guard in May 1995

Vatican killer had 'traces of cannabis'

FROM RICHARD OWEN IN ROME

AFTER a nine-month inquiry, the Vatican yesterday said that the case of a Swiss Guard who killed his commanding officer and then shot himself was closed, and suggested for the first time that the murderer had been under the influence of cannabis. A summary of the judicial findings confirmed the Vatican's assertion, immediately after the tragedy last May, that Vice-Corporal Cedric Tornay, 23, killed Colonel Alois Estermann, 44, the newly appointed head of the Pope's protection force, and his wife Gladys, 49, in a "fit of madness". It said that Vice-Corporal Tornay was mentally unstable, had felt persecuted by Colonel Estermann, and resented being passed over for a military honour. Marguerite Bandat-Tornay, Vice-Corporal Tornay's mother, contested the Vatican's conclusions, insisting that her son had been "framed" as part of a Vatican plot to eliminate the new commander. Nicola Picardi, the Vatican lawyer who led the inquiry, said traces of cannabis were found in Vice-Corporal Tornay's body after the murder.

Nazi's sentence eased

Rome: A Rome military court granted house arrest to the convicted Nazi war criminal Erich Priebke, left, who is 86 and in poor health, the Italian news agency Ansa reported. The former SS captain was convicted last year for his role in the 1944 massacre of 335 civilians at the Ardeatine Caves outside Rome and sentenced to life. He had been serving his sentence in the Forte Boccea military prison in Rome. (AP)

Christians killed

Delhi: Two Christian teenagers were killed and another was critically wounded in an area of India's east that has experienced a spate of recent attacks directed at the country's Christian minority, according to reports yesterday. The unidentified attackers attempted to rape one of the victims, a girl, before killing her and another boy, a newspaper quoted the Orissa state police as saying. (AP)

Tibetans can 'betray'

Delhi: The Dalai Lama is advising Tibetans to give in to Chinese pressure to denounce him, saying it would not be considered a betrayal. His spokesman in the northern Indian city of Dharamsala said that the spiritual leader, exiled there since fleeing from Tibet in 1959, had given the advice to more than 1,000 refugees. They were among three groups that he had met at different times during the past three months. (AP)

Rats catch out China

Beijing: The northern Chinese region of Ningxia is warning of a "rat disaster" as the number of rodents increases and tonnes of wheat are being destroyed, the *Farmer's Daily* reported. Officials recorded a loss of 92 million pounds of grain last year. China blames a decline in the number of cats, foxes, snakes and eagles for the increase in rats. (AFP)

Britain tells Taliban to curb bin Laden

Islamabad: Britain told Afghanistan's Taliban rulers yesterday to "get control of" Osama bin Laden, the Saudi who is suspected of planning terrorist attacks on American and British targets. The message was delivered by Derek Fatchett, the Foreign Office Minister, in the first ministerial-level talks between the Islamic militia and the British Government. Mr Fatchett told reporters that

his talks with Abdul Rahman Zahid, the Deputy Foreign Minister, covered bin Laden, human rights and drugs. "It is important for them [the Taliban] to get control of bin Laden. We expect them to do so," said Mr Fatchett, on a three-day visit to Pakistan. His message followed similar talks last week between another Taliban Deputy Foreign Minister, Mullah Abdul Jalil, and Karl Inder-

furth, the US Assistant Secretary of State for South Asian Affairs. Taliban says that bin Laden, accused of masterminding the August bombings of US embassies in East Africa, is a guest who had lived in Afghanistan before it swept to power in 1996. Mr Fatchett's warning comes after speculation that bin Laden might seek to avenge the Anglo-US airstrikes on Iraq. (Reuters)

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Anwar insists he is victim of a plot

FROM DAVID WATTS IN KUALA LUMPUR

THE Malaysian Government has brought in the Attorney-General to conduct its flagging case against the country's former Deputy Prime Minister, depriving Anwar Ibrahim of a key defence witness. However, Mr Anwar looked relaxed and confident on the first day of the defence case and, seemingly strengthened by the evidence of government disarray, acted as though the Government was on trial, spiking his evidence with comments about the police and the Prime Minister, Datuk Seri Dr Mahathir Mohamad. His intention was to uncover a "high-level conspiracy" against him after his period as head of the Anti-Corruption Agency earned him numerous political enemies. He said that he had received evidence of corruption by several ministers, including Dr Mahathir. For Tan Sri Mohd. Abdulah, the Attorney-General, it is a last-ditch attempt to save the credibility of the Government and the reputation of his department after the collapse of sodomy allegations against Mr Anwar. On yesterday's showing, the Government was problems, then so does the defence: one lawyer faces jail for possible contempt, and Mr Anwar has been warned not to reveal government secrets and thus breach the Official Secrets Act.

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How I share the trauma of Mo's childhood

Mo Mowlam has spoken of her agony as the child of an alcoholic. Here the poet William Ayot tells of the abuse inflicted by his father

It is three in the morning and I am sitting on the floor, looking at my father who has passed out, legless, in front of the fire. I have tried to get him to bed but he is too heavy. I am with him because I feel responsible but beyond that I am not feeling anything. I am 12 years old and I am totally numb.

If this scene from my childhood seems familiar, you may be an adult-child, someone whose development was arrested by their parents' drinking. If you don't know what normal is and you are addicted to excitement: if you are over-loyal and stay in abusive situations long after anyone else would have left, if you are a "people-pleaser" yet have a need to control everything, then you may well have had an alcoholic parent.

Mo Mowlam, the Secretary of State for Northern Ireland, has spoken of her childhood with her alcoholic father. "I think it is important for kids growing up in alcoholic families to see that if I can do this and get through it, then so can they," she says.

Her way of coping with the difficulties was to immerse herself in education. I took a different route.

I was 37 before I admitted that my father had been an alcoholic. Until then, denial had kept me in a kind of emotional deep-freeze. It was the death of a friend that eventually pitched me into the healing process people call recovery. Before my friend died, he had given me a book on ACoAs (Adult Children of Alcoholics). Reading it after his death, I discovered that I wasn't alone. I started to

attend meetings of self-help fellowship where I met other adult-children who talked openly about their experiences. Gradually, I began to reclaim my life.

It has only recently been recognised that parental drinking can have a disastrous effect on a growing child, so much so that the long-term effects are now seen as something akin to post-traumatic stress disorder — the "survivor's syndrome".

The sheer unpredictability of a drunken parent can send a child into shock and it can take up to 24 hours for the adrenalin to clear the system.

If this is repeated too soon, the child will stay in shock and if the parent drinks habitually, the child can remain in an adrenal state almost indefinitely. This has been called "chronic shock". People with this problem go numb and lose touch with their feelings. Survivors of alcoholic families often admit that they have never, ever cried.

For me the process of recovery was one of slowly uncovering the hurts of the past. Week after week, I would spend hours in self-help groups and therapists' rooms, learning to be angry and learning to grieve. I discovered that my feelings, when they surfaced, were not only natural but acceptable. I had nothing to be ashamed of.

Yet I was living in an almost permanent state of shame. Constant criticism, denigration and mockery meant that I had learnt to think of myself as worthless. When my father was drunk he became another person and the level of emotional violence was sometimes horrific. During my early

He would order me to strip as he verbally abused me



Mo Mowlam speaking about her alcoholic father: "I think it is important for kids growing up in alcoholic families to see that if I can do this and get through it, then so can they"

teens he would order me to strip naked while he verbally abused me about the state of my body. He would shout at me, snarling that I was fat, ugly, and disgusting. The shame of this ate into me. By the time my father died, when I was 15, my self-esteem was virtually non-existent. I was unable to defend myself.

Some people are so traumatised by childhood experiences that they cannot remember anything before the age of 12. This kind of amnesia has a purpose — it stops you going insane — but it often takes years of recovery before you are able to deal with the memories that resurface. In my case,

I had a surfeit of memories. By my mid-thirties, I was experiencing recurring nightmares and "flashbacks" of emotional abuse. I was tormented by memories of my father's drinking and what he did when we were alone together.

Within a year of starting my recovery, the deeper issue of sexual abuse came up. I had been sexually abused by my father and although it was only minor abuse, when you are a child that is irrelevant.

The grief of this discovery — no, this admission — is beyond anything I have ever experienced. I became paralysed, unable to move in any direction without falling into a black

hole of despair and self-loathing. Fortunately I was blessed with a support network of friends who spent long hours listening to me, helping me to make sense of my experience.

Adult-children will do anything rather than feel the pain of their childhood experience. Many become alcoholics or drug addicts themselves, or turn to other addictive behaviours such as spending, gambling or sex.

I was no exception: food, pornography, workaholicism, even television; I became an expert at avoiding my pain. The irony was that it was only by

feeling the pain that I could move on and stop living my life as a victim.

At this point I discovered the work of Robert Bly, the American poet. I went to a workshop which helps men to understand and explore their feelings and found a community of men who were willing to help me. Bly touched me more deeply than any other teacher I had ever met.

That weekend he left me with an image which turned my life around. He was talking about the different kinds of pain that we all carry when he said that the challenge for people like myself was to "turn our wounds into gold", to use

our experience of the dark side of life to heal others. Within a year I had left my job of 25 years (I had worked in London's casino industry) and started working in addiction centres with men, using poetry and storytelling as a way of changing my life.

New research throws up more information. I have used a full spread of therapies, from psychotherapy groups on the NHS through to off-the-wall alternative healers. I have also benefited from the anonymous 12-step fellowships, including Al-Anon, ACoA and ACA.

Talking to other men about their grief and isolation has also helped me hugely. I

believe that each individual should mix and match these options to their own needs.

I have rediscovered my creativity and, most importantly, I have been given the chance to explore a relationship with a woman whose patience and understanding are a wonder to me. I couldn't have dreamt of that ten years ago.

William Ayot is director of London's Poems on the Buses programme.

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Legacy of Lady Flora

Of what did Lady Flora Hastings die in 1839? She certainly was not pregnant, as had been assumed by a swarthy courtier. Not only had the court physician, Sir James Clark, pronounced that she was a virgin, but she had, by the time of her death, been looking as if she was with child for at least two years.

It was suggested in *The Times*'s intriguing account of keepsakes given by Queen Victoria to her nanny, Baroness Louise Lehzen, that Lady Flora, a lady-in-waiting to the Queen, might have had cancer of the liver.

Liver disease is indeed a possibility, but the usual explanation is that she was suffering from an ovarian tumour. The question normally asked in medical circles is whether it was benign, and its progressive increase in girth was the result of the actual cyst, or malignant and a consequence of ascites, a fluid that collects in the peritoneal cavity. Although present in many conditions, including malignancies and abdominal tuberculosis, ascites is a particular feature of ovarian tumours.

There is a twist to the problem, however: one of the benign ovarian tumours, a fibroma, may also cause massive ascites. This is Meigs's syndrome, in which there is not only the fibroma but also ascites and hydrothorax, fluid in the chest. Lady Flora, who died at the age of 33, was young to be suffering from Meigs's syndrome, which usually affects women about 15 years older.

Poor Lady Flora — she was falsely accused and became the butt of cruel jokes spread by those including Baroness

Lehzen, who thought that she was not only a spy for Queen Victoria's mother, the Duchess of Kent, but also the illicit lover of Sir John Conroy, the Duchess's adviser. Lady Flora, nevertheless, had to go, and died soon after.

Queen Victoria is said to have been affected all her life by this injustice but Lady Flora is not forgotten — the story of her swollen abdomen, and the problems in diagnosis it presented, is told to generation after generation of medical students.

Ovarian tumours grow insidiously, and patients who have them tend to seek help late. If a tumour grows, for instance, in the skull or chest, its expansion rapidly causes pressure in the confined space. But if a tumour grows in the pelvis, it is able to expand upwards into the abdomen and there is plenty of room for it to become large before it causes symptoms from pressure.

The pelvis and abdomen are accustomed, indeed designed, to accommodate expanding masses. Day by day the bladder waxes and wanes — as does the colon — and in a woman can contain a growing womb. Little surprise,

therefore, that only when the tumour is very large, or the collection of fluid immense, does it cause trouble. Older women are likely to attribute an increasing abdominal size to fat, and many a younger one has made the mistake of Lady Flora's colleagues and thought that it was the result

from it — one of the worst sets of results in Europe. According to CancerBACUP, many of these deaths occur because patients are denied state-of-the-art treatment.

Surgery is required in advanced tumours to reduce their size. If the patient's health authority permits, it is accompanied by a combination of platinum and Taxol (paclitaxel), the effects of which are described by CancerBACUP as

giving an "unprecedented survival advantage, which should now be considered the gold-standard treatment".

It results in a 70 per cent remission rate and, on average, an additional year of life — with a very much better quality of life in the patient's remaining years.

With this dual therapy of surgical reduction and combined chemotherapy, the long-term outlook for all cases

of ovarian cancer would improve.

This treatment is described as "first-line" therapy; "second-line" therapy is given when initial treatment has failed. Taxol can be given as a single agent in second-line therapy. Either of two different platinum compounds can be used — cisplatin or carboplatin. The former has rather more side-effects than carboplatin, which is more expensive. Other pharmaceutical agents such as topotecan and gemcitabine are likely to be useful but they, like the platinum/Taxol combination therapy, will probably tax the NHS budget.

It is hard to put a value on an extra year of life, and on an easier end for a woman dying of ovarian cancer, but if I were doctor to a latter-day Lady Flora, I would want her to have Taxol/platinum as a first-line treatment. If those who hold the Treasury keys have other views, it is perhaps for them, and not for the patients' doctors, to shoulder the responsibility for the time and nature of a patient's death.

MEDICINE CHEST

DR THOMAS STUTTFORD

of pregnancy. Early diagnosis and treatment remain the best hope of a cure. Between 60 and 80 per cent of women identified with small tumours survive for five years. Unfortunately, three out of four tumours are diagnosed only at a much later stage, when surgery alone is unlikely to be effective. In the UK every year 6,000 women have ovarian cancer diagnosed, and more than 4,000 will eventually die

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Barabbas is safe in the White House

The trial of Bill Clinton has found the US people wanting

The American voter has had enough of the Clinton trial. Like a corporate client at the opera, he cannot wait for the curtain to come down and normal life to resume. It ain't over, apparently until the fat lady sings. Well, now that Monica has testified, the ungallant thought enters his head that the denouement must be at hand.

And what a curiously unsatisfying end it is. If this affair were an opera it would have to be *Don Giovanni*. President Clinton may not, yet, have clocked up the one thousand and three lovers which the Don managed, but you can't fault him for effort. And like the eponymous hero of Mozart's opera, the President relies on his servants to do the dirty work. The Don had Leporello. Mr Clinton has the White House aide Sidney Blumenthal, who has just been accused of acting as a hired character assassin prepared to rubbish Monica Lewinsky as a "stalker" and then compound his crime with denial. Monica herself recalls the innocent peasant girl Zerlina on whom the Don practises his charm. But striking as the comparison may be between the President and the Don, the trial has lacked what the opera enjoyed — a fitting climax.

Although the audience is as charmed by Don Giovanni as much as any of his conquests are, it recognises that he must account for his sins.



Michael Gove

When the Commendatore drags the Don off to Hell in the final act there is a sense that justice has been done, at least poetically. It is not just respect for the proprieties of the operahouse which prevent the cry arising from the dress circle that "the guy doesn't deserve it, this is just a sex thing". It is respect for the deeper moral code. The Don is more than just licentious, he is a practised deceiver, an abuser of power.

So why has America not rallied behind its own Commendatore, Kenneth Starr? There are three reasons, none of which leads one to believe that we have advanced morally since Mozart wrote.

There is a widespread belief that the impeachment process is "all about sex". There has been a tendency to judge Mr Clinton's accusers more harshly than the President himself, as though this were an electoral contest and not a judicial process. And there has been a growing boredom with the whole trial which has led voters to demand a speedy conclusion, which is to say an acquittal.

For lovers of the United States, like myself, the acceptance of these three sentiments by American opinion is deeply lowering. From beneath the robes of the Statue of Liberty one glimpses a cloven hoof.

President Clinton was not impeached because of his libido, but because he lied. On oath, in an action brought by a woman, Paula Jones, whom he had sought to coerce and whose reputation was trashed by his henchmen. The White House authorised a verbal pummeling. One Clinton aide, James Carville, tried to question Ms Jones's motives.

He charmingly suggested that Ms Jones was what you found if you "drag hundred dollar bills through a trailer park". If you drag White House job application forms through the swamp then Mr Carville is what you find.

A variant of the treatment administered to Ms Jones was tried on Ms Lewinsky. Where the former was a gold-digger, the latter was a fantasist. But, as the inquiry proceeded, the real peddlers of fiction were found in the White House.

As Chris Woodhead has observed sexual relationships between masterful older men and biddable young women can be educative. We have all learnt from Mr Clinton's affair. The manner in which he has reacted to the exposure of his adultery has laid his character bare. He is the Bart Simpson of politics. "I didn't do it, nobody saw me do it, who are you to accuse me anyway...?"

His personal credibility shredded, Mr Clinton has proceeded to diminish that of the West. A.J.P. Taylor has persuasively argued that the First World War was driven by the continental powers' railway timetables. Mr Clinton's vapourising of Sudanese chemical workers and Iraqi children seems to have been driven by Congress's impeachment timetable.

Forget all that nonsense about the bombing being driven by Ramadan.

Every major Arab power has been happy to go to war during the holy month. And Mr Clinton has shown so little respect for the tenets of his own Baptist faith that one can hardly expect him to exhibit any great reverence for the Koran. It is, just, possible that the timing of the airstrikes was driven by geopolitical considerations. But given the President's record, how can we believe him? He has consistently shown that he will sacrifice others to stay in office. And by doing so as Commander-in-Chief he has forfeited the moral superiority which the West needs when reserving the right to intervene in other sovereign states. At least when Richard Nixon was trying to secure his position, he ended wars rather than starting them.

The President's accusers have been branded Puritans, which one might have thought was a compliment given that America was founded by them. But the case for impeachment is no more about sex than *Don Giovanni* is about the mistreatment of servants by aristocrats. It is a diverting feature in a chronicle of deceit.

It should not matter what the motives of Clinton's accusers are, nor should the public's enmity-driven desire for acquittal let a guilty man off. If justice is to depend on the personal charm of the protagonists, or the public's prevailing sentiment, then every trial will end in the release of Barabbas. This one has ended with him still in the White House. In a special corner of Hell, Don Giovanni must be laughing.

Michael Gove is a writer and researcher on children's rights. He can be contacted at michael.gove@the-times.co.uk

السؤال الأول

THE NEXT SUMMIT...



Third Way, or Reich?

Tony Blair's style of government is chillingly reminiscent of Germany in the Thirties, argues Max Beloff

The advent of new Labour has produced a steady stream of books explaining its victory in terms of the personalities involved and the strategies they employed. Since they are unlikely to contain much that is new they make boring reading. Even less useful are the efforts of Downing Street's tame sociologists to give some meaning to the empty concept of the "Third Way". One does better reading books that add to one's general understanding of politics. High on the list should be the first volume of Professor Ian Kershaw's magisterial biography: *Hitler*.

The tale he has to tell is chilling — the violence involved in Hitler's march to power was the prelude to the much greater violence which will feature in the second volume. Yet if one excludes the political violence and racism of Nazism, which one must, there are still telling parallels between then and now. The similarities between Adolf Hitler and Tony Blair's path to power are hard to dismiss.

Ian Kershaw explains how Hitler rose to power, and then having achieved office, led the Nazi Party to complete domination in every aspect of German life. It is that second aspect of the story which is particularly helpful in explaining the unfolding agenda of new Labour.

While most of the dictators whose careers have disfigured this century achieved power through military force, Hitler achieved it through elections in a system of universal suffrage. Because the Nazis, unlike new Labour, never obtained an overall majority before they were in power they needed allies to take office. They pioneered the co-optation of dupes to push through the constitutional changes which then entrenched their own dominance. Labour constantly invokes its own claim to a popular mandate for its own assault on our country's historic constitution. But the party has followed the Führer in using dispensable allies to lend its project an extra legitimacy.

The Nazis realised that the process of seeking total and permanent authority required them to find within the existing system collaborators who thought that their own interests would be advanced if the party could be induced into office under their aegis. Hitler's gift as a tactician was to see how far he could push his demands at each stage without alarming his dupes, and at what point he could safely get rid of

the encumbrances which his temporary allies represented. The use of political figures from other parties to camouflage new Labour's purposes is directly reminiscent of Hitler's tactics. Chris Patten has been taken on to help to emasculate the Royal Ulster Constabulary, while Lord Wakeham must give respectability to the destruction of the Lords. Mr Blair has clearly learnt from history. These gentlemen have not.

Neither, I fear, has business. One of the prime necessities for a party seeking power is money. Hitler could hardly hope that the subscriptions of the rank and file would suffice. So money was sought from business.

Much tact was required — a political party, even one making much of its hostility to "Bolshevism", which had "socialism" and "workers" in its title, did not obviously commend itself to industrialists and bankers — but enough businessmen were won over to pay for Hitler's non-stop campaigning. In return, the donors were assured that economic policy would not be radical and that the power of the trade unions would be curtailed.

The Blairite offensive in the City of London had the same general objective and was along the same lines. But in this case personal cards were also played. Once Labour was in government, peerages and even ministerial office were bestowed on some big subscribers. For some multinationals the promise of a more Europhilic policy was no doubt an incentive.

Money alone would not put Hitler into office. He also needed to win over some of the political, military, and even cultural, elites. Again radicalism had to be put into the background and the "vons" co-opted. In the end he had to exact from Hindenburg the Chancellorship nomination and the necessary powers to make it effective. The "Austrian corporal" had to receive the field marshal's blessing. Once the Government and the Reichstag were controlled by the Nazis, such

allies were needed only to assuage foreign fears while rearmament began. It was therefore in the Diplomatic Service that the old elite retained their usefulness. Even when Hitler needed the key post of the London Embassy for a member of the Nazi gang, Ribbentrop had to be married to a fortune and allowed to add a "von" to his name before the appointment could be made. This Government's handling of Whitehall displays every bit as much finesse in stroking the mandarin ego as the Nazis ever deployed.

When Hitler was able to recast the constitution with the aid of pliant legal scholars — to concentrate in his own person the dual roles of head of government and head of state — the full impact of a non-party state was finally apparent to all but the wilfully blind.

By then rival parties — except among the self-exiled — had disappeared. The old parties of the Right and Centre Right, which were needed to make up a majority for the enabling legislation, had succumbed to a mixture of blandishments and pressure. Those who thought that by entering a coalition they were going to share power were to have a rude awakening. Are the Liberals listening to history while they decide on a new leader?

While the historic kingdoms and provinces that have gone to make up the old German empire and its successor, the Weimar Republic, could not be eliminated from the map, they were subjected to a degree of centralisation that made a mockery of any idea of their separate personalities. The party "Gauleiters", not elected officials, were the key to the new regime.

We can now see that the Blair "project" embodies similar aims, based on similar methods. When Mr Blair took office, Britain was still a unitary state. But "devolution" has made its parts more amenable to party control than the nation state would have been: we have our Gauleiters-in-waiting —

Donald Dewar for Scotland, Alun Michael for Wales, and an as yet undisclosed nominee for London. Meanwhile, the electoral rules for the new parliaments and assemblies, and for the European Parliament, are devised to ensure that Labour will dictate who is elected. The destruction of the House of Lords — reform is a word that sits ill with Mr Blair as it did with Hitler — is intended to remove yet one more obstacle to Labour Party domination.

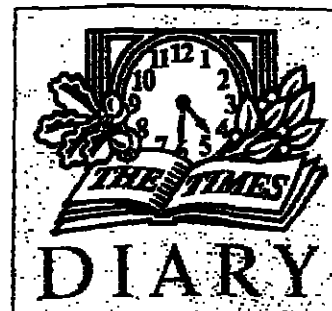
The leaders of Britain's other political parties have shown themselves as glib as their German counterparts. If Paddy Ashdown had studied the fate of Hitler's allies he would hardly have believed that Mr Blair would give him the guarantee for his party's survival inherent in the Jenkins proposals for proportional representation. The Liberal Democrats are not to be preserved, but absorbed.

It is not clear where the constitutional ambitions of Mr Blair and his coterie stop. Hitler became Führer — the sole embodiment of the German State. We still have a monarchy. But the blow to the hereditary principle in the Lords has revived Labour republicanism. It is not yet clear if Mr Blair wants to include the Royal Family in his "project", or if he wants to present himself and his family as a kind of ersatz royalty.

Once in power, Hitler showed little interest in the details of policy — not for him files or Cabinet meetings, let alone parliamentary-style debate. The resemblance to Mr Blair is again striking. A small body of acolytes acted as a buffer between Hitler and the world just as the Downing Street staff now protects Mr Blair. Architects, film-makers and actors figure in both leaders' courts. One can see in the House of Lords Mr Blair's own Albert Speers and Leni Riefenstahl.

What next? Mr Blair has no Wehrmacht to bring Europe under his sway, but by aligning himself with European Union Socialist parties, and accepting their agenda, he may hope to create the illusion that Europe belongs to him. Meanwhile, we may note that this first volume of Professor Kershaw's book has the subtitle "hubris". The second volume will no doubt be subtitled "nemesis". Need one say more?

comment@the-times.co.uk



Sleaze buster

JAZZY ties have lent Jon Snow enough character to make him a TV "personality": now they have carried him into Parliament. The newscaster is to be chairman of a meeting called to discuss how best to clamp down on sleazy lobbyists.

The Hansard Society debate will be held in the Cabinet Office, whose mercurial secretary Sir Richard Wilson will speak. At issue: whether the purveyors of brown envelopes need to be regulated. Proceedings could become fractious for our colourful sleuth as evidence will be presented by lobbyists and parliamentary plods such as Lord Neill of Bladen of the Standards in Public Life Committee. Snow plans to be strict: "I should be able to keep control. I am not doing it for puerile reasons. It sounded an interesting subject." Sock it to 'em, boy.

● HER struggle to avenge the humiliations of history heaped on the motherland began on May 4, 1979. But Baroness Thatcher's rise to power is to be celebrated by bunker command on April 20 — the birthday of Adolf Hitler.

Leading man

AS IF one fragrant woman was not enough for Peter Bottomley, the Tory MP is riding to the defence of Penelope Keith (left). The hubby of the lovely Virginia (right) is giving



moral support to his actress neighbour, who is accused of unfair dismissal of toilet. "He just couldn't help sticking his ear in," I am told. I am sure he was a tremendous help.

● AS THE chequered flag came down on King Hussein of Jordan, Jackie Stewart, glamour boy and car buff, made the journey to Amman: "I knew him for 35 years," says Stewart, whose grandson Dylan was Hussein's godson. Baroness Thatcher did not make the starting grid: she called to ask if she could go but was told that former PMs were not needed.

Bald truth

HOW to succeed in politics, by William Hague. The Tory leader will offer sage counsel to would-be Leaders of the Opposition during one of Michael Cockerell's "How To" documentaries. "The point is to talk to as many former incumbents as possible," Cockerell tells me.

But Hague's tormented predecessors are not keen to reminisce: after his donkey-jacketed spell at the helm, Michael Foot is not inclined to offer "off-the-cuff advice" while Neil Kinnock talks wearily about having "moved on now". Luckily Sir Edward Heath, keen on giving advice, threatens: "Wait and see".

KOSOVO, IRELAND, KOSOVO, IRELAND... MAKE YOUR MIND UP!



● AFTER Jordan, the Prince of Wales dashed back for a delayed appointment: tea and lentil soup at an organic farm near Oxford run by the National Trust.

River race

EVIDENCE that Cambridge will lose to Oxford in educating Prince William stacks up. After long coasts from Buckingham Palace checked out Lincoln College, I now hear they have swung by Magdalen.

Although the Prince of Wales is a Cambridge sort, William has links with Magdalen. Earl Spencer attended, and the future Edward VIII had rooms in the cloisters, including accommodation for his ADC. "Security at Lincoln would be difficult," I hear. "His rooms are on a street front while Magdalen's are some way back, although they do overlook the river." Academic excellence seems less of a factor.

● FAVOURITE fountain of Charlie Whelan. The Red Lion is hosting all-party folk nights. Stars include Labour MPs Gerry Birmingham and Ronnie Campbell. Sounds totally missable.

JASPER GERARD

'Flirtation is often a component part of teaching methods — it's certainly one way to capture the attention of bored students'

James Heartfield

There is no pleasure so great, according to Confucius, as watching a man fall off a roof. Schadenfreude is as natural a human emotion as love. So one can forgive the teaching unions their moment of pleasure at the discomfiture of Chris Woodhead. The Chief Inspector of Schools' comments, which appeared to condone sex between teachers and pupils, and the revelation that he enjoyed a relationship with a former pupil, have led to calls for his resignation. Teachers' unions feel that their members have been unfairly victimised for failing standards by Mr Woodhead. Now their persecutor is getting his comeuppance after a Hodgepodge gaffe. You saw what you reap.

But the unions which are delighted to see Mr Woodhead ship up should realise that their members are on the same flimsy

roof. And the Government is making it more dangerous still. Allegations of sexual impropriety between teachers and pupils provoke understandable outrage. But teachers should know better than anyone that it is unwise to hurl unsubstantiated allegations of sexual abuse. Changes in public attitudes and the law have made teachers especially vulnerable to false charges of sexual misconduct.

The numbers of allegations made against teachers by pupils trebled in the three years after the Children Act came into force in 1991, although the number of staff convicted or sacked remains as low as before.

Clearly social attitudes towards child abuse have changed. In the past, child sexual abuse was so taboo that allegations were routinely disbelieved, allowing that minority of abusers a free rein. But where we used to

turn a blind eye we are now in danger of wagging the witchfinders' finger. Today it is impossible to discount allegations of abuse made against teachers. According to some child welfare professionals, it is wrong to assume that children can lie. One wonders how they explain *Just William*.

As anyone who has children, or works with them, knows, children do tell lies, often, and sometimes they tell serious lies. Thanks to Esther Rantzen and others, children are also very aware of the neurotic charge which allegations of sexual abuse provoke. These issues are discussed in their hearing in the media, home and school. Pupils may not be as fast with every detail of the 1989 Children Act, any more than the unemployed

were intimate with the details of Peter Lilley's legislative programme, but in both cases they "know their rights". The word went around the playground in no time that teachers were no longer allowed to lay hands on their pupils. We should not be surprised that children know the force of an allegation of inappropriate sexual behaviour, even if they are only dimly aware of its full ramifications. Nor should we be surprised that pupils deploy this weapon against teachers.

The central provision of the Children Act is that the interests of the child should be paramount. This may be an admirable principle. But elevated to a legal principle, it is a disaster. It leads to the conclusion that all rights and protections previously afforded adults are trumped by

the interests of the child. In practice it leads to an assumption that the accused is guilty until proven otherwise.

With the new changes in the law of consent teachers will be opened up to yet more allegations of misconduct. Under the new law, sexual relations between teachers and pupils aged between 16 and 18 are criminal. Such relations were always a breach of school discipline and a sacking offence. But the intervention of the law only increases the distrust between staff and pupils.

Both the Children Act and the new law on consent represent the clumsy intrusion of law into relations that were once subject to self-regulation. Trying to impose the strict framework of legal rights and duties on to teachers and pupils fails to take account of the rich complexity of school life.

The truth is that flirtation is often a component part of teaching methods — though no longer one that is tolerated, as many older teachers are finding. This kind of banter on the part of teachers is not ordinarily evidence of attraction, let alone intent. It is just a way of catching the attention of another bored classroom.

With the new law of consent in place, alongside the Children Act, the courts are encouraging pupils to take flirtation for abuse. By raising the stakes about relations between teachers and pupils, the law breaks down the trust that previously existed, and substitutes a presumption that teachers are potential sexual predators. The outcome of the new law on consent might be to eroticise student-teacher relations, not protect school pupils.

The author is a writer and researcher on children's rights.



HUSSEIN'S HOUR

The place of a man amid the diplomatic complexities of an age

The sounds of weeping, bagpipes and chants from countless minarets were extraordinary. The image of the coffin, a solitary Arab stallion, and the seemingly endless funeral cortege, will stay in the memory of millions. Despite the scenes of grief and the pressing crush from high and low, King Hussein of Jordan was buried yesterday with an appropriate dignity. Hundreds of thousands of his subjects lined the ten-mile route from his home at Bab es-Salam to the Raghadan Palace. Hundreds of visiting statesmen waited there for the opportunity to pay their last respects. In death as in life the King was a focus for unity and stability.

That a diplomatic gathering of this size and rank should settle in such a small city as Amman is a tribute to King Hussein's standing. He moved in a unique set of political circles — the remaining monarchies, Western industrialised powers, the Arab nation, the Third World — and all were represented at his last journey. His country may currently occupy a central and strategic position in the Middle East but that was not the reason why so many had come so far at short notice. He is a reminder that, for all the prominence of superpowers and economic blocs, the charismatic individual has not been rendered redundant in international relations.

The presence of certain key individuals symbolised the occasion. President Assad of Syria had not been expected to attend but did and embraced the Jordanian Royal Family with apparent emotion. President Yeltsin defied medical advice to make the trip and in so doing bravely made plain the depth of his own condition. The large delegation of Israelis, many of whom have hardly a decent word for each other, repaid the compliment that the King had bestowed on them at the funeral of Yitzhak Rabin. The various factions duly took care to keep a distance from each other but did not allow their enmity to break through.

The end of the Cold War may make it possible for funerals of such a diplomatic character and scale to take place more often. But very few individuals will command the respect required for such an attendance. Nor will they meet in the same spirit that was so evident in Amman. This particular farewell afforded numerous opportunities for discreet political conversations. President Clinton and the American entourage will have taken the chance to explore fresh avenues in the Middle East peace process. Whether these efforts can produce any development of real merit is a matter of speculation. That King Hussein would have approved and encouraged such a venture is not.

KNOCK AT THE DOOR

Mugabe takes the fateful step towards dictatorship

Zimbabwe has not been well administered for most of the past two decades: that much is self-evident. Incomes are much lower and unemployment is considerably higher than when Ian Smith was Prime Minister and his country was subject to international sanctions. This current economic crisis has become sharper of late: the Zimbabwean dollar has lost half its international value in only 12 months. Yet, for all these difficulties and despite Robert Mugabe's authoritarian instincts and open aspiration for a one-party system, a degree of political pluralism, short of democracy but equally shy of despotism, has more or less been maintained. This in turn explains why Zimbabwe has not entered the expanding ranks of Africa's most impoverished states.

It may not be long before it does. The arrest of three reporters from *The Mirror* newspaper yesterday, following the previous illegal detention and torture of two journalists — Mark Chavunduka and Ray Chato — from the *Zimbabwe Standard* last month, suggests that President Mugabe is determined to extinguish what remains of the independent media in the country. His ministers have all but promised that this crackdown will take place. Chen Chimutengwende, who serves under the ill-founded title of Information Minister, has pledged fresh legislation that would prevent new newspapers from being established, ban local media organisations from receiving funds from abroad, and tighten rules on libel and defamation.

In his ill-tempered, and at times incoherent, address to the nation at the weekend, Mr Mugabe made it clear that the free press was but one of the targets in his sights. He blamed British agents "planted or recruited in Zimbabwe to bring about disaffection amongst us" for the lamentable condition to which he has reduced his

country. He defended the army's actions in arresting Mr Chavunduka and Mr Chato and warned other writers not "to cry foul" if they received the same treatment. He bluntly indicated to the many members of the judiciary — especially three senior Supreme Court judges — who have criticised his conduct over the past few weeks that they should leave their posts and allow him to appoint their successors.

Mr Mugabe's overt dash to dictatorship reflects his increasing desperation. For much of the past 19 years he has survived in office, despite his record, because of division among his opponents. The emergence of a new political force, the Zimbabwe Union of Democrats, led by Margaret Dango, MP, and Morgan Tsvangirai, leader of the Zimbabwe Congress of Trade Unions, now poses a substantial threat to the regime. Despite Mr Mugabe's attempts to assert otherwise, neither of these credible characters has any links to the old white establishment or overseas intelligence organisations. They are Zimbabwe's government-in-waiting.

They will not have the opportunity to fulfil that role if Mr Mugabe, as he intends, makes it impossible for their party to promote its message. Only outside pressure or an internal coup will preserve what remains of democracy in Zimbabwe. The IMF, which will decide next month whether to resume balance-of-payments support to the Government, must not proceed with that backing in these circumstances. Britain and other donor nations should not continue with these contributions while Mr Mugabe is making such threats. This would not be, as the Zimbabwean President claims, "a campaign of destabilisation". It is the one way that meaningful economic and political stability in Zimbabwe might be restored.

A FREE SCHOOL

The Guildford governors should be bold in reform

Surrey County Council has decided that it would like a non-profit organisation to manage one of its comprehensive schools. Last year school inspectors judged that Kings' Manor School, Guildford, to be failing its pupils. Instead of ordering closure, the council has decided to see if the private sector might succeed where it has failed. Such radicalism has provoked disapproval from some in the education establishment, who see it as evidence of creeping privatisation. Yet councils have had decades to perfect their performance. Some still perform lamentably badly. Where that happens, fresh ideas should be welcomed. Children's interests, not vested interests, should come first.

The cries of protest reflect fears that, far from bolstering local authorities' grip on education, new Labour is prepared to loosen it. Under the Conservatives, the private sector began to tip-toe into the state sector, with initiatives such as city technology colleges. Instead of reversing this trend, the Government has formed 25 education action zones, where local education authorities and businesses invest in nearly 500 underperforming schools. If local authorities fail to perform their functions to an adequate standard, private contractors might be sent in. Now, to the horror of the teaching unions, ministers appear to be prepared to allow private companies to manage schools in return for a fee and performance-related bonuses.

The Education Secretary, David Blunkett, has demonstrated nimble political footwork in dancing around this issue. To appease the unions and his party's left wing, he stated that "there is no question of a state school being run for profit". This, a state school being run for profit, is a his advisers claim, is a world away from a company running a school for a "management fee". Surrey County Council's decision to award the Kings' Manor contract to a not-for-profit organisation has given him

a let-out clause that is unlikely to silence his critics. Mr Blunkett should ignore them, and instead think what parents want. Surrey's parents are unlikely to agree that the council is reneging on "its duties and responsibilities", as Doug McAvo, general secretary of the National Union of Teachers, claims. Had the council ploughed on, trying to develop its own solutions to the school's problems, then it might be guilty of such a misdemeanour.

Nor are many parents likely to share the views of Nigel de Gruchy, general secretary of the NASUWT, who attacked Surrey County Council for abdicating its powers and portrayed it as a "turkey voting for Christmas". Parents whose children are educated in councils which have been bumping along the bottom of the performance tables might well applaud this act of self-sacrifice. The school is still free, open and educating their children, and that is what matters most.

The school governors should not be discouraged from taking the bold measures that are often required to revitalise a failing school. In the United States, the Edison Project, which runs 25 schools, has restructured everything from the length of the school day to teachers' contracts. It is unfortunate that this organisation did not feel able to pursue its interest in Kings' Manor for fear it might lack full autonomy. Whether the governors will be courageous enough to sanction such changes, if deemed necessary, remains to be seen.

In Labour's election manifesto, the Prime Minister stated that "what matters is what works". Where local authorities fail that test, their monopoly on the provision of state education should be questioned. Mr Blunkett should not be afraid of making enemies within his own party as a consequence. The Guildford experiment must be given the chance to work and, if it succeeds, be encouraged elsewhere.

Threat to business by Home Office

From Mr Andrew Nicol, QC,
Chair of the Immigration Law
Practitioners' Association

Sir, The misery caused to refugees by Home Office delays is well known. More recently, however, through a virtual shutdown of the Home Office's Immigration and Nationality Directorate (IND), the Home Office has created a situation that seriously threatens the future of international business and overseas investment in the UK.

On February 1 the IND suspended the fast-track representative application system upon which the international business community in the UK largely relies in order to process urgent applications. As a result, there is an inordinate delay in ordering files at the Home Office. Linking correspondence from all relevant parties has become almost impossible (thus limiting the number of applications that can be processed) and those who have submitted passports many months ago cannot travel as they are unable to retrieve them.

It is unacceptable that businessmen who are required to travel urgently should have to submit postal applications, knowing that their passports will not be available for months to come. This organisation has put forward urgent interim measures which require immediate implementation if the UK's already damaged reputation in this area is to be salvaged.

Would Robin Cook or Jack Straw like to be told that they were unable to travel abroad on business for several months because of "reorganisation"?

Yours sincerely,
ANDREW NICOL,
Chair, Immigration Law
Practitioners' Association,
Lindsey House,
40-42 Charterhouse Street,
London EC4M 6UN.
February 4.

Huddle and free speech

From Mr Michael Patterson

Sir, Freedom of speech may well be the most fundamental of human rights, as Mrs Tricia Morgan says (letter, February 5), but America, a nation I admire, does not have a monopoly on such freedom and is far from being its greatest exemplar. Many who have spoken up for the right to hold, for example, communist or humanist views in the US could vouch for this.

Glenn Huddle lost his job, not for expressing religious beliefs, but for making ill-considered and prejudicial comments about a whole section of our society from a position of power and influence, when we as a nation are entitled to expect much, much better.

Yours sincerely,
MICHAEL PATTERSON,
93 Beverley Crescent,
Bedford MK40 4BZ.
Impact:mpa@compuserve.com
February 5.

Performance and pay

From Sir Martin Berthoud

Sir, May I enter the lists against performance-related pay (PRP) with David Gladstone (letter, today)? The Foreign Service introduced this pernicious system in the 1980s. I was serving with them abroad at the time as head of a small post where good relationships with all staff were crucial and all too liable to be upset if someone thought they were not getting their just deserts over pay or anything else.

A senior member of my staff made it clear to me that he thought he deserved a recommendation for a PRP bonus. I thought he wasn't quite up to that high standard but, wanting a quiet life, feebly told him I would try. Inevitably, my commendation lacked total enthusiasm and he failed to get the award.

The FRP system simply invites fudges of this kind. Staff relationships at schools, large and small, are obviously as important as in an embassy, and it will be the greatest pity if these are to be imperilled through the introduction of this invidious procedure.

Yours sincerely,
MARTIN BERTHOUD,
Chilworth,
Stoke by Nayland,
Suffolk CO6 4RD.
February 8.

Monitoring MPs

From Sir John Lea

Sir, You report today that Mr Andrew Dismore, MP, is attempting to introduce the creation of a system for keeping QCs up to scratch after they are appointed.

May I suggest that there is a far greater need for a system to keep MPs up to scratch after they are appointed. To parody Mr Dismore, I have known some brilliant MPs (including my own) but also some mediocre ones.

I suggest any investigation should start with MPs who perhaps could not make the grade as lawyers.

Yours sincerely,
JOHN LEA,
Springfield,
27 Bright's Lane, Hayling Island,
Hampshire PO11 0XJ.
February 3.

LETTERS TO THE EDITOR

1 Pennington Street, London E1 9XN Telephone 0171-782 5000

Ethos and standards of the OUP

From the Secretary to the
Delegates and Chief Executive of
the Oxford University Press

Sir, Alan Howarth, the Arts Minister, chooses to describe the Oxford University Press as "barbarians" (report, "OUP attacked for erosion of standards", February 4).

This is a bizarre charge to levy at an organisation which publishes over 4,000 titles each year, including hundreds of very specialised monographs. It spends over £5 million a year on completely new editions of the *Oxford English Dictionary* and *The New Dictionary of National Biography* — a scale of scholarly subvention which would be quite inconceivable to any other publisher.

Mr Howarth rightly observed, on the same occasion, that OUP "is part of a great university which the Government supports financially". But he omitted to mention that the Government does not support the OUP, and, indeed, it is the OUP which gives financial support to the university.

OUP's primary purpose is to publish scholarly, academic and educational books: we are striving to achieve this in an increasingly competitive publishing and bookselling environment.

To ask OUP to continue to publish contemporary poetry is to invite it to subsidise creative writing, to behave as if it were an *outrageous department* of the Arts Council. This is not part of the remit of a university press. We have never published any other kind of contemporary adult creative writing. Neither has anyone ever suggested that we should. Writing poetry is a valuable activity, but it is not an academic one and not part of OUP's primary purpose.

The open debate taking place within the university community about poetry, even though the decision has twice been ratified by meetings of the OUP's governing body of academic delegates, only confirms how much we care about these issues.

Oxford remains a home for lively debate, free thinking and, of course, civilising publications.

Yours faithfully,
HENRY REECE,
Secretary to the Delegates
and Chief Executive,
Oxford University Press,
Great Clarendon Street,
Oxford OX2 6DP.
February 5.

From Professor Paul Helm

Sir, The critics of the OUP quoted in your report today may well be correct as regards literature, though the

Pinochet extradition

From Miss Zofia Rusiecka

Sir, I was deeply shocked and ashamed to read the letter signed by some Members of the Polish Parliament (February 3) opposing the extradition of General Pinochet to Spain and supporting his role in Chilean history.

I cannot understand how people who (according to their own statement) suffered oppression from the authorities can justify what was done in Chile.

Yours sincerely,
ZOFIA RUSIECKA,
Koficiowa 4b/7,
Toruń 87-100, Poland.
zofia.rusiecka@tmo.com.pl
February 4.

From Wing Commander
R. Dauncey (retd)

Sir, Well written, Martin Libicki and his fellow East European signatories. After the fall of the Berlin Wall, one has tended to forget the left-wing bias when discussing the Soviet Union that was shown by various commentators — who used to be known as fellow-travellers.

Yours faithfully,
RICHARD DAUNCEY,
Lermoos, 34 Main Road,
Naphill, High Wycombe HP14 4QB.
February 3.

Aids vaccine

From Mr Cliff Lenton

Sir, Far from concluding that testing Aids vaccines on humans is "premature" as you do in your leading article (February 2), the National Aids Trust and the International Aids Vaccine Initiative believe that human trials for some of the 40 candidate vaccines now available are long overdue.

Whilst behavioural prevention strategies must be expanded, increasing the insignificant \$125 million which is invested annually in finding a preventive Aids vaccine must now be a priority for public health and development agencies. Relying on social change will simply condemn to death many more millions in the developing world.

Yours faithfully,
CLIFF LENTON
(Vaccine Project Director),
National Aids Trust,
New City Cloisters,
189-196 Old Street, EC1V 9FR.
cliff@welltown.demon.co.uk
February 2.

Letters may be faxed to 0171-782 5046.
e-mail to: letters@the-times.co.uk

Clues to English identity crisis

From Mr Edward Fennell

Sir, The investigators into national identity were surely asking the wrong questions at the wrong time when they came to England (report, "Confident Celts put England in shade", February 1).

The Scots and Welsh are right to feel their hour for national assertion has arrived within the broad-spreading union of the EU. (Northern Ireland's condition is, of course somewhat different.) But England is in an entirely different state. As well as being occupied by many first and second generation Celts (such as myself), the major centres of London and the South East, Manchester, Birmingham are the home of an astonishingly varied multicultural, multi-lingual and cosmopolitan community to whom, not surprisingly, the traditional English stereotype can only be applied with difficulty.

London is now a "world city" with all the blessings and disadvantages which that implies. England is gradually assuming a rich, multilayered pattern which a simplistic, traditional notion of national identity will not satisfy.

The so-called crisis of Englishness marks, in fact, the birth pangs of a new kind of society — complex, cosmopolitan, sophisticated and diverse. Come back in 50 years and see the result.

Yours,
EDWARD FENNEL,
20 Egbert Road,
Winchester SO23 7EB.
February 1.

From the Reverend Gill Henwood

Sir, The identity crisis suffered by those of us who are English may be because "English" is a default identity. In a way similar to the answer "C of E" for religious affiliation, to be English is a catch-all description for those without strong links elsewhere. Being English, as being "C of E", could be described as a negative identity; we are not positively something else, by nationality or religion.

In the Church of England this is part of the familiar and comforting pattern of everyone automatically belonging unless opting out. The parish church is there for everyone and is largely taken for granted. Perhaps we should consider English nationality in the same way; everyone belongs and though we rarely bother to celebrate our heritage, it is a reassuring, quiet sense of being which many people from around the world admire.

After all, how can we define "English identity"? Born in London, my grandparents' surnames were Rennie (Scotland), Bell (from Eire), de Vere Mingard (?Huguenot) and Knappe (?Flemish). On marriage I was delighted to acquire a truly English-sounding name which anyone can spell — but if its origin is indeed Cornwall, is it English?

Yours in crisis,
GILL HENWOOD,
Woodlands Farm, Hathersall Lane
Hathersall, Lancashire PR3 2XB.
woodlandsfarm@compuserve.com
February 1.

From Miss Alice Goddard

Sir, In your report, the Scots, the Welsh and the Northern Irish happily described themselves as "friendly", "easy-going", "genuine", "caring". The English interviewed seemed to feel no pride in their national character.

If anyone asks me what we English are like in future, I can at least hold my head high and say "modest".

Yours faithfully,
ALICE GODDARD,
28 Deacons Hill Road,
Elstree, Hertfordshire WD6 3LH.
February 2.

From Mrs M. Fraser

Sir, Being proudly and undilutedly English, I was intrigued to read "Manchester woman's" account of our compatriots' view of their nationality. And, in roughly ten seconds, I came up with five different symbols of England: Shakespeare, sublime domestic architecture, cricket, the ability to laugh at ourselves and an internationally useful language.

Yours faithfully,
MARY FRASER,
The Mill, Kirkhill,
Inverness-shire IV5 7PR.
February 2.

Millennium bugged

From Mrs Olivia Parker

Sir, "I'll have to make up an expiry date, the machine has rejected that one," the shop assistant told me yesterday when I tried to pay for a book with my new debit card (expiry date 12/00).

What a thrill; after all this talk on the TV and radio it had happened — I'd been "Millennium Bugged", and there are still 11 months to go.

More worryingly, when I asked excitedly "Is that the millennium bug?" the shop assistant looked completely blank.

Yours sincerely,
OLIVIA PARKER,
The Apartment, Four Seasons,
Ballyneely, Limerick.
oparker@iol.ie
February 4.

'Classless' medal

From Dr Roger Hood, TD

Sir, Does the introduction of the so-called classless medal replacing the Territorial Decoration and Territorial Efficiency Medal (report and photograph, February 1) herald equal conditions of service for the Territorial officer and soldier? And is it an accident that the announcement coincides with the one-third manpower cut in the TA?

I believe I detect government idealists marching badly out of step and in the wrong direction.

Yours,
R. A. HOOD,
Woodside, 10 Copsem Lane,
Esher, Surrey KT10 9HE.
February 4.

Olympic pantomime?

From Mr Alan J. Miller

Sir, Señor Samaranch asking the IOC members to support him (report and leading article, February 4) appears to me to be analogous to Ali Baba asking the 40 thieves for a vote of confidence.

Yours faithfully,
ALAN J. MILLER,
4 Cloister Gardens,
Edgware, Middlesex HA8 9QL.
alan@cwcom.net
February 5.



COURT CIRCULAR

SANDRINGHAM HOUSE
February 8: The Queen and The Duke of Edinburgh were represented by The Prince of Wales at the State Funeral of King Hussein of the Hashemite Kingdom of Jordan, which was held in Amman, Jordan.

The Lady Susan Hussey has succeeded Lady Dugdale as Lady in Waiting to the Queen.

BUCKINGHAM PALACE
February 8: The Prince Royal, Patrick, Basic Skills Agency, this evening attended the British Council International Reception at the Strand Palace Hotel, The Strand, London, WC2.

Today's royal engagements

The Princess Royal, patron, the Basic Skills Agency, will attend the British Council International Seminar at the Strand Palace Hotel, 37 The Strand, London WC2, at 8.55am, and will officially open Moorfield School, Bramble Close, Hillingdon, Uxbridge, at 2.00.

The Duke of Kent, president, EDEXCEL Foundation, will attend the EDEXCEL Student of the Year Awards at Drapers' Hall, Thornbury Avenue, at 11.30.

Lord Lowry

A service of thanksgiving for the life and work of The Right Hon Lord Lowry will be held at the Temple Church, London EC4, on Monday, March 22, at 5pm.

Birthdays today

Mr Norman Adams, painter and sculptor, 72; the Duchess of Argyll, 66; Mr Brian Bennett, Shadows' drummer, 59; Mr Richard Davies, actor, 59; Mr Commandant B.M. Duxat-Amos, former director, RAF Nursing Service, 76; Miss Mita Farrow, actress, 64; Dr Clive Fitzgerald, former Prime Minister of the Republic of Ireland, 73; Mr Bernard Gallacher, golfer, 50; Dr George Guest, organist, 70; Mr King-Johnson, 60; Mr Ben E. King, singer, 57; Mr Sandy Lyle, golfer, 45; Sir Donald Miller, former chairman, Scottish Power, 72; Dame Annabel Penhaglow, 53; Sir Hayden Phillips, civil servant, 56; Miss Amanda Rocco, opera singer, 33; Professor M.J.H. Siering, Vice-Chancellor, Brunel University, 53; Mr Gordon Strachan, football manager, 42; Miss Janet Suzman, actress, 60; Mr Clive Swift, actor, 63; Lord Williams of Elvel, 60.

Dinners

Ruskin Society
Viscount Norwich delivered a lecture to the Ruskin Society at the annual dinner held last night at the Reform Club to mark the 180th anniversary of John Ruskin's birth. Sir Richard Burt, MP, chairman of the society, presided. Professor Michael Wheeler also spoke.

London School of Jewish Studies
Professor Graham Zellick, Vice-Chancellor of London University, the Chief Rabbi and Rabbi Dr Abraham Levy were the guests of honour at a dinner held last night at Senate House, London University, to mark the degree ceremony and Rabbinic ordination of the London School of Jewish Studies, an associate institution of London University. Mr Clive M. Marks presided. Professor David Ruben, director of the school, also spoke.

The Athenaeum
Professor John Montgomery was the speaker at a talk dinner of the Athenaeum held last night in Pall Mall. Canon Michael Seward was in the chair.

Cardiff Business Club
The President of Cardiff Business Club, Mr C.N.D. Cole, and the Lord Mayor of Cardiff, Councillor Marion Drake, were present at a dinner held by the Club at the Court Hotel, Cardiff last night. The guest speaker was the Secretary of State for Wales, the Right Hon Alun Michael. Councillor Russell Goodway, Leader, Cardiff County Council, presided.

Luncheons

Mid-Atlantic Club
Ambassador Klaus-Peter Klaiber, Assistant Secretary-General for Political Affairs, Nato, was the guest of honour and speaker at a Mid-Atlantic Club luncheon held yesterday at the English-Speaking Union. Mr Alan Lee Williams, Director of the Atlantic Council, was in the chair.

Rotary Club of London
The German Ambassador was the speaker at a luncheon of the Rotary Club of London held yesterday at the Portman Hotel. Mr John Buchanan, president, was in the chair.

Meeting

Royal Overseas League
Dr Rana Kabbani was the guest speaker at a meeting of the Discussion Group of the Royal Overseas League held last night at Over-Seas House, St James's. The Hon Ivor Lucas presided.

Appointment

Mr Bill Simon has been appointed Ambassador to Algeria, from September, in succession to Mr Francois Gordan who will be transferring to a new Diplomatic Service appointment.



Dame Judi Dench, patron of the Orange Prize for Screenwriting, with the three winners, Bernard Wright, Sara Sugarman and Clive Bradley, and Hans Snook of Orange. Dame Judi presented the award for the first time at The Ivy, London, yesterday. The prize, which was launched at the Cannes Film Festival last year, is aimed at new talent and is open only to those who have never had a feature film script produced into a film.

Royal Society of Chemistry

The following were admitted as Fellows of the Royal Society of Chemistry in January 1999. They are entitled to use the designation 'Chartered Chemist' and the letters 'CChem FRSC':

C.G. Bauman, G.J. Bignold, D.W. Brindley, N. Bowker, G.A. Bowmaker, J.M. Brown, R.F. Brown, K.J. Cavell, R.G. Compton, S.D.D.K. K. Colquhoun, P.N. Cook, P.W. Cragg, J. H. H. Hammett, A.J. Harker, D.M. B. Hickey, G. Hogarth, R.C. Hunter, A.G. Jones, R.G. Kneen, R.F. Lauder, J. Lacey, J. Maclellan, B.A. Murrer, S. Odell, P. Parks, A.M. Phillips, S.J. Pollard, D.W. Potts, A.J. Ryan, C.J. Springer, M.J. Sutcliffe, C. Todd, D.L. Turner, M. Vazwani, T.S.M. Wan, C.D. Williams, S.M. Wilson and J.V. Wood.

Anniversaries

BIRTHS, Edward Carson, 1st Baron Carson, lawyer and leader of the Irish Unionist Party, Dublin, 1854; Anthony Hope (pseudonym of Sir Anthony Hope Hawkins), novelist, London, 1863; Mrs Patrick Campbell, actress, London, 1865; Alban Berg, composer, Vienna, 1885; Jim Laker, cricketer, Bradford, 1922; Brendan Behan, writer, Dublin, 1923.

DEATHS, John Hooper, Bishop of Worcester, buried at the stake, Gloucester, 1555; Nevil Maskelyne, Astronomer Royal 1765-1811, Greenwich, 1811; Fyodor Dostoevsky, novelist, St Petersburg, 1881; John Truby King, pioneer of mothercraft, Wellington, New Zealand, 1938; Bill Haley, rock 'n' roll singer, Harlingen, Texas, 1981; Yuri Andropov, General Secretary of the Soviet Communist Party, 1952-84, Moscow, 1984.

Lord Curzon, Consort of Mary Queen of Scots, was murdered in Edinburgh, 1567. Aeroflot, the Russian state airline, was formed, 1923. The British Government declared a state of emergency after a month-long miners' strike, 1972.

Royal Air Force College Cranwell

Air Marshal I.D. Macfadyen was the Reviewing Officer at the Graduation of 86 officers of No 175 Initial Officer Training Course from Royal Air Force College Cranwell last Thursday.

Graduating Officers of No 175 Initial Officer Training Course
General Duties Branch - Pilot Flying Officers P.D. Beevers BSc; A.C. BSC; P.M. Durban BSc; D.M. Flynn BSc; W. Knight BSc; B. Shepherd BSc; J.A. Tipper MEng; S.M. Williams BSc.

Pilot Officers J.D. Baker; A.P. Baron BSc; M.P. Barrett BSc; D. Blackmore BSc; J.M. Cockcroft BSc; B.D.J. Coggins BSc; R.W. Hedderley BSc; M. Jones BSc; D.C. Kidd BSc; P. Krol BSc; D.C. Landy MEng; E.A. McCulloch BSc; S.P. Oakley BSc; O.J. Penegilly BA; Z.R. Semmet BSc; B.J. Spoor BSc; A.R. Thompson BSc; S.J. Turner BSc; A.P. Watts BSc; A.K. Wedderburn BSc; A. Williams.

General Duties - Navigator
Flying Officer H. Bamford MA, Pilot Officers M.J. Grafton HND BSc; E.L. Hale BA.

Operations Support Branch - Air Traffic Control
Flying Officer S.M. Aldridge, Pilot Officers W. Carney MA; H.J. Goodwin BSc PGCE; S.J. Payton BSc; A.M. Stewart BSc; J. Davis. Acting Pilot Officer M.J.M. Davis.

Operations Support Branch - Regiment
Flying Officer S.R.J. Morris BSc, Pilot Officer M.G. Smith BEd, Engineer.

Flight Lieutenants P.A. Brooker BSc AMIEE; C.J.T. Cheekley BSc SRAC; S.J. Dyke BSc AMIEE; A.C. Keeling BSc AMIEE; J.S. Nash BSc AMIEE; S.M. Taylor BSc; G.J. Walker BSc AMIEE; E.D. Williams BSc.

Flying Officers A.J. Baker BSc AMIEE; G.P. Ball; D.C. S. Black BSc; T.S. Blackley BA MEng; D.J. Johnston; P.M. Leighton MSc BSc; V. Munro BSc BA; M.A. Neasham BSc AMIEE; D.A. Penner MEng.

Pilot Officers A.M. Audus HNC; J.E. Bertie MSc BSc; M.C. Cook BSc; M.A. Lane BSc; J.K.V. Ward BSc.

Supply
Flying Officer M. Reed BSc MSc, Pilot Officers H.M. Gledhill BSc; A.L. Shilcock BSc; A. Toze BA.

Administrative Branch - Training
Flight Lieutenant D. Chan BSc PGCE.

Flying Officers M. Dempster BA; S. Hinton BA PGCE; M.A. Scott-Jeffs BA PGCE.
Pilot Officer J. Phillips BSc PGCE.

Second Lieutenants M.A. Hababih; H.A. Naimi
Hungarian Air Force, Fighter Controller, Officer Cadet A. Nagy.

Prizewinners of No 175 Initial Officer Training Course
The Sword of Merit, awarded to the RAF cadet who, during Initial Officer Training, has demonstrated outstanding ability, leadership and other officer qualities and potential for further development. Student Officer A.C. Keeling BSc AMIEE.

The Hennessy Trophy and Philip Sassoon Memorial Prize, awarded to the RAF cadet who, during Initial Officer Training, has proved to be the best all-round cadet, other than the Sword of Merit winner. Student Officer J.S. Nash BSc AMIEE.

The British Aircraft Corporation Trophy, awarded to the RAF and Commonwealth cadet who has produced the best overall performance in leadership, officer qualities and professional studies on the course. Officer Cadet H.A. Naimi QEAF.

The Group Captain Williams Memorial Trophy, awarded to the RAF cadet who, during Initial Officer Training, has shown the greatest improvement. Student Officer V. Munro BSc BA.

The Longcroft Trophy, awarded to the cadet who has contributed most to sport during Initial Officer Training. Student Officer B.D.J. Coggins BSc.

Forthcoming marriages

Mr S.P. Baxter and Miss E.J. Jardine
The engagement is announced between Simon, eldest son of Mrs Jane Baxter, of Savamundham, Suffolk, and of Mr John Baxter, Suffolk, and Miss E.J. Jardine, of the Barbican, London, and Ashfield-Thorp, Suffolk, and the late Mrs Janet Jardine.

Mr W.J.F. Carmichael and Miss A.L. Wain
The engagement is announced between William, elder son of Mr and Mrs John Carmichael, of Sturges Farm, Neen Sollers, Worcester, and Anna, only daughter of Mr and Mrs Peter Wain, of Fendleton, Christchurch, New Zealand.

Captain T.S.B. Christie and Miss V.A.L. Monk
The engagement is announced between Captain Toby Christie, The Highlanders, elder son of John and Stephanie Christie, of Blackhills, Elgin, and Vanessa, younger daughter of Robert Monk, of Twickenham, and Pamela Morris, of Hook Norton, Oxfordshire.

Mr L.J. Evans and Miss A.R. Loe
The engagement is announced between Lee, only son of Mr and Mrs John Evans, of Peterlee, Durham, and Anna, youngest daughter of Mr and Mrs Dieter Loe, of Windsor, Berkshire.

Mr J.P. Cope and Miss S. George
The engagement is announced between Jason-Phillip, only son of the late Mr John Cope and of Mrs Cope, of Harrow-on-the-Hill, London, and Sally, only daughter of Mr Peter George, of Chalfont St Giles, Buckinghamshire, and Mrs Carol George, of Chelsea, London.

Mr J.E.H. Dykes and Miss M.H.E. Manley
The engagement is announced between James, elder son of Mr and Mrs Bryan Dykes, of Chelsea, Somerset, and Samantha, daughter of Richard Stuart-Hunt and the late Lindsay Stuart-Hunt, and stepdaughter of Mrs David Seibre, of Horton, South Gloucestershire.

Mr R.W.E. Ladds and Miss S.A. Stuart-Hunt
The engagement is announced between Rupert, son of Major and Mrs William Ladds, of Dorford, Somerset, and Samantha, daughter of Richard Stuart-Hunt and the late Lindsay Stuart-Hunt, and stepdaughter of Mrs David Seibre, of Horton, South Gloucestershire.

Mr G.D. Tresidder and Miss N.J. Richardson
The marriage will take place today, at the Landmark Hotel, London, between Mr Gavin David Tresidder, only son of Mr and Mrs Brian Tresidder, and Miss Nicola Jayne Richardson, daughter of Mrs Richardson and the late Mr Barry Richardson.

Church news

Appointments
The Rev Eric Robinson, NSM, Curate, Carlisle St Church, W. Mary (Carlisle) to be Curate, Kendal Holy Trinity (same diocese).

The Rev Nick Sharp, Curate, Oakwood St Thomas (London); to be Team Vicar, Farnborough The Good Shepherd (Guildford).

The Rev Gerard Storey, Anglican Pastor, Omagh has been appointed Priest-in-Charge, Guernsey Holy Trinity (Winchester).

The Rev Dr Nicholas Thistlethwaite, Vicar, Trumpington St Mary and St Michael (Ely); to be Precentor of Guildford Cathedral (Guildford).

The Rev Paul Tudge, Vicar, Woodside St James (Ripon); to be Vicar, Ilkley All Saints (Barnes).

The Rev Paul Vargese, Vicar, Burdett (Winchester); has been appointed Rural Dean of Eastleigh (same diocese).

The Rev Jacqueline Waterman, Priest-in-Charge, Walton St John (Liverpool); has been appointed Incumbent, same benefice.

The Rev Haydon Wilcox, Rector, Blithstone, Ealing, and Priest-in-Charge, Maplebeck and Winkburn (Guildford); to be Priest-in-Charge, Aldershot St Michael (same diocese).

Retirements & resignations
The Rev Paul Gordon, Vicar, Blundellsands St Michael (Liverpool) to retire August 7.

Prebendary Patrick Dearnley, Priest-in-Charge, Waterloo St John (Liverpool) to retire May 31.

The Rev Benjamin Sada, NSM Priest-in-Charge, Didsbury Church, Langmere and Shimpling, Thelwell, W. Fenner, and Rushall (Northwich) retired January 17.

The Rev Andrew Thompson, Vicar, Shingreen St James and St Christopher (Sheffield) to retire April 4.

University news

Leicester
Honorary degrees: Mrs Rachel Sullivan (Master of Arts), Professor Barry Supple, FBA, (Doctor of Letters).

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PERSONAL COLUMN

TRADE: 0171 481 1982
FAX: 0171 481 9313

On hearing this, Jesus said, "It is not the healthy who need a doctor, but the sick. But go and learn this lesson: 'Desire not health, but desire the righteousness of God.' For this is what I have come to call the righteous, not sinners." Matthew 9:12-13 (NIV).

BIRTHS

CARTWRIGHT - On February 3rd in London, to Joanna and Simon, a daughter, Alice Eleanor.

CARVER - On February 1st 1999, to Philip and Caroline (née Bennett), a son, Thomas Robert.

FORD - On January 31st, to Clive and Heather, a son, Jason, a son, Joseph Asher. Thanks to the staff at the Jessop Hospital, Sheffield.

HOLT - On February 2nd 1999, to Lucy (née Thornton) and William, a son, Alexander Patrick Rothwell.

LEEMING - On February 7th 1999, to Emma (née Woodward-Fisher) and Nicholas, a daughter, Amelia Anne, a daughter for George and Edward.

MAUGHAN - On 2nd February 1999 to Angus William Sanderson, a brother for a delighted Ned and Katie.

MORRISSEY - On Sunday, February 7th 1999, to Jo-Jo (née Gregoire) and Patrick, a son, William Timothy Benedict.

SETH - On 22nd January, to Deborah and Patrick, a son, Oliver George Finlay, a brother for James.

STONEHILL - On 4th February, to Felicity (née Salmon) and Christopher, a daughter, Lydia Cressida, a sister for Edward and Rupert.

TAYLOR/LONGTON - On 14th December, 1998, to Phipp and Carrie, a beautiful daughter, Grace Florence.

WELLS - On January 27th to Diana (née Long) and Derrick, a son, Charles Alexander Gordon.

DEATHS

AYLMORE - Colonel (Retd) - Robert Henry (Bob) Aylmore late Royal Engineers, died at home on 7th February 1999 aged 69 years after a brave and courageous fight against cancer. Much loved husband of Gill, greatly loved father of Catherine, Helen and Jonathan, and grandfather to Charles, Harry, Oliver, Edward and Sophie. Funeral service at All Saints Church, Haulingfield on Friday February 12th at 2.30pm. Family flowers only please, but donations if desired payable to Imperial Cancer Research Campaign c/o P.W. Cook Funeral Service, 49 Church Street, Willingham, Cambridge tel 01954 260325.

BROOKE-DEAN - See Dean

BURNE - (Tuzi) Alexander Gordon FIMechE (teacher, airman and Scottish country dancer) died peacefully at a short illness on February 5th 1999 aged 78. Service to take place at Tunbridge Wells Crematorium on Monday 15th February. Family flowers only please, but donations if desired payable to Trust or the Kent Air Ambulance. Enquiries to W. Hodges, 89 St John Hill, Sevenoaks, TN11 3PE, (01773) 454457.

DUNN - Mary (née Graham), eldest daughter of the late Duke and Duchess of Montrose. Died peacefully at home on February 5th 1999 aged 94. Beloved mother of the late James and of Simon Bosworth. Much loved grandmother and great-grandmother. Funeral service at St Ninian's, Troon at 12 noon on Thursday 11th February 1999 (thereafter cremation, family only). Family flowers only if desired, donations to Macmillan Cancer Relief.

FLAHERTY - (Tuzi) Alexander Gordon FIMechE (teacher, airman and Scottish country dancer) died peacefully at a short illness on February 5th 1999 aged 78. Service to take place at Tunbridge Wells Crematorium on Monday 15th February. Family flowers only please, but donations if desired payable to Trust or the Kent Air Ambulance. Enquiries to W. Hodges, 89 St John Hill, Sevenoaks, TN11 3PE, (01773) 454457.

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DEATHS

BEST - Heather Elizabeth (née Taylor) died peacefully at home on February 5th 1999, after a long illness. Always cheerful and kind. Beloved wife of David. Beloved mother of Fiona, Kirsty, Sarah and Andrew. Grandmother and great-grandmother and twin sister of Pat Allen. Private funeral followed by Thanksgiving Service at All Saints Church, Winton, North Somerset on Saturday February 13th at 12 noon. Flowers or donations c/o Keith C. Britton and Son, Funeral Directors, 10 High Street, Yatton, North Somerset BS49 4JA. 01234 822115.

BROADLEY - Margaret Elsie, aged 95, member of the nursing staff 1923-58, peacefully after a short illness on February 5th, 1999. Loved and loving aunt and great-aunt and friend of many. Private family cremation at Parnwood Wood Crematorium, Harlow, Essex on Thursday, February 18th, followed by Thanksgiving service at the Methodist Church, Loughton, Essex at 11.00am. Family flowers only. Any donations to Woodvale Mission, London E1, c/o Warriners and Sons, 22 Church Hill, Loughton, Essex IG10 1LA.

BROWN - Penelope Jane, died peacefully at home surrounded by her family, David, Daniel, Justin and Jessica and close friends, on Wednesday February 3rd, 1999. Penny was a co-founder of the Bristol Cancer Help Centre and fought her cancer bravely and courageously for nearly 20 years. Everyone who met her will treasure that time and her family miss her terribly. She came to us to live out loud. A funeral service for family and close friends will be held at St Mary's Church, Salford, near Bristol on Wednesday 10th February at 1.30pm. A memorial service will be held at St Mary Redcliffe Church on Sunday 14th March at 2.30pm. Anyone who knew Penny would know how much she most definitely welcomed. Please contact Fleuratoun 011 967 0367.

DAVENHILL - Rosemary, died peacefully at home on February 5th 1999, aged 88. Much loved twin sister of David, Daniel, Justin and Jessica. Funeral service at St Barnabas Church, Winchester on Tuesday 16th February at 2pm. Flowers or donations to St P.C.C. or R.S.P.C.A. c/o Mrs. Stiel & Son Ltd, Chesham House, Winchester.

DAY - Anthony Samuel (Tony) on February 5th, 1999, peacefully at home. Beloved brother of John, much loved uncle of Christopher and great-uncle of Claire. Funeral service at the Royal British Legion Poppy Appeal will be held at St Mary's Church, Salford, near Bristol on Wednesday 10th February at 1.30pm. A memorial service will be held at St Mary Redcliffe Church on Sunday 14th March at 2.30pm. Anyone who knew Penny would know how much she most definitely welcomed. Please contact Fleuratoun 011 967 0367.

DEAN - John Alan Brooke on February 1st as the result of a skiing accident in Verrier. Son of John (deceased) and Ursula and father of Oliver, Harriet, William (deceased) and Henry, brother and sister of David. Funeral at Holy Trinity, Bosbury, Herefordshire on Saturday 13th February at 12 noon. Enquiries and donations to Hawcutt Funeral Directors, The Homestead, Lechlery, HR2, Tel 01531 632064. Family flowers only.

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OBITUARIES

IRIS MURDOCH

Dame Iris Murdoch, DBE, novelist and philosopher, died yesterday aged 79. She was born on July 15, 1919.

It had been his fate not to be interested in anything except everything," Iris Murdoch once wrote of one of her characters. In many ways this was her own fate, too. As a lecturer in philosophy and Fellow of St Anne's College, Oxford, she shied away from the narrower analytical studies which interested such contemporaries as A. J. Ayer, and turned her attention instead to the expansive, though unfashionable, discipline of metaphysics.

Lecturing and publishing in the field of moral philosophy, she engaged with the Post-Modernist Jacques Derrida and his flanking armies of deconstructionists, arguing that fact could not be separated from value. She sought to place moral inquiry back at the heart of philosophy, embarking with Cassaubon-like fervour on her extensive study *Metaphysics as a Guide to Morals* (1992) which was greeted by some critics as a ramshackle collection of essays and by others as a grand philosophical synthesis.

As a novelist, Iris Murdoch was similarly broad in her outlook, taking the "dramas of the human heart" as her subject. Fiction, she said, was a "hall of reflection" which encompass every form of tragedy and comedy. She used it to chart the progress of a metaphysical battle between evil and good, usually played out within the confines of a leisured upper-middle-class society. Distrusting the constricted focus of much modern fiction, she created large casts of characters so that her novels, at their worst, spun like an emotional merry-go-round, while at their best they were persuasive and amusing commentaries on the contemporary world and the intricacies of human relationships.

She was energetically prolific, and her output seemed as much a show of stamina as of inspiration. Novels such as her 1978 Booker prizewinner *The Sea, the Sea*, or *Nuns and Soldiers* (1981), or *The Philosopher's Pupil* (1983) expanded to more than 500 pages, as she painstakingly knitted their protracted and typically mysterious plots, slowly chewing over unfashionably long descriptions and quasi-philosophical themes. Yet, although some critics suggested that adroit editorial excision would have increased the impact of her work, there were others who acclaimed her as the most accomplished novelist in postwar Britain.

Murdoch's personal beliefs were as expansive and accommodating as her fiction. She did not believe in a personal God, she said, which is why she found Buddhism especially appealing. But the religious dimension was essential to her and she bewailed the lack of faith in the modern world.

A woman of immense practical kindness, she was soft-spoken and courteous, with a warm open manner and a large capacity for sympathetic listening, which in many ways she preferred to talking. She seemed rarely to be bored by anything, taking advantage of every encounter to find out as much as possible. "There is never a moment," one of her friends once said, "when she would think it inappropriate to ask 'Do you believe in God?'"

Murdoch was a familiar figure on the literary scene, youthfully pink-cheeked and with a softly enigmatic smile, dressed in her donnish clothes: woolly jerseys and tweedy A-line skirts. Although there was a natural authority and decisiveness to her conversation, her language was oddly peppered with old-fashioned schoolgirl jargon: "Hello, old thing" and "cheerio".

Jean Iris Murdoch was very much a product of her benign and cultivated background. She was born in Dublin after the end of the First World War, during which her father had served as a cavalry officer. But he was a bookish, intellectual man who, on demobilisation, joined the Civil Service. Her mother was also a cultured woman, who had trained as an opera singer before her early marriage. Iris was the only child, brought up as part of what she famously described as a "perfect trinity of love".

From the age of nine she was brought up in suburban London, but she always felt herself to be at least partly Irish, and throughout her childhood the family would spend their summer holidays there. She was educated at the Froebel Educational Institute in London, and, from the age of 13, at a vaguely progressive school, Badminton, where she was a contemporary of Indira Gandhi.

Iris Murdoch began writing at an early age, partly, she believed, as compensation for having no siblings to play with. "I'm the only child in search of the imaginary brother or sister. That is probably why I like to invent characters," she once said. Her first published work appeared in a school magazine in 1933. A comic poem about a girl with "bluebottle eyes and a sense of vocation" whose chief interest is fishing for stars in the Milky Way, it shows the vein of humour mixed with the philosophical solemnity which was to characterise her work.

In 1938 Murdoch won the Harriet Needham Exhibition to Somerville College, Oxford, where she read Mods and Greats. There she found herself mixing with such stimulating figures as Raymond Williams, Philip Larkin, Edward Heath, Denis Healey and Roy Jenkins. Politically she was, at that time, on the far Left, and when Roy Jenkins wrote her a modest letter on some matter of party business, she penned him an impassioned reply, addressing him as "Comrade Jenkins". Her political preferences thereafter followed a well-trodden path. She moved to Gaiskellism in the 1950s, through the muddled attitudes of the 1960s, to moderate Conservatism in the 1970s and then to Thatcherism in the 1980s.



Iris Murdoch at the creative peak of her career as a novelist, in the early 1970s

Graduating with a first in Greats, she left Oxford to work during the war years in the Treasury under the formidable Evelyn Sharp. From there she was seconded to the United Nations Relief and Rehabilitation Administration and was sent first to Belgium and then to Austria, where, in her job in a camp for displaced people, she proved most adaptable,

whether operating the switchboard or negotiating narrow roads behind the wheel of a heavy lorry.

In all this time she scarcely read a book, exhausted by the strenuous work. But passing through Brussels on the way out she had got what she described as a heady whiff of philosophy. She had met Sartre and, although previously she had considered archaeology or art history as her calling, she became fascinated by Existentialism. In Brussels she came across a bookshop owner who had pressed *L'Étre et le néant* into her hands. "It was wonderful," Murdoch said. "People were liberated by that book after the war, it

made people happy, it was like the Gospel. I'd been chained up for years, you were suddenly free and could be yourself."

On her return to England she decided that she wanted to return to academic life and applied for and won a scholarship to pursue her studies in the United States. But as a former member of the Communist Party — which she had briefly joined under the influence of a boyfriend, Frank Thompson, who was later killed in Bulgaria — she was refused a visa. The next year, 1947, she was awarded the Sarah Smithson Studentship in philosophy at Newnham College, Cambridge, and she studied there for a year before returning to Oxford as a tutor in philosophy and fellow of St Anne's. She was to hold this post for the next 15 years.

Her first book, *Sartre: Romantic Rationalist* (1953), reflected her youthful passion for Existentialism, though intellectually she was always to remain at a distance from Sartre, and he was later to become the subject of some of her most acute criticism. She found his view of lonely, self-determining man quite inaccurate, and her collection of essays *The Sovereignty of Good* (1970) showed a widening of her work into a general attack on analytic philosophy.

Plato, however — about whom she wrote in *The Fire and the Sun* (1977) — was to remain her abiding interest, as she probed for a wider metaphysical system from which to answer the questions of philosophy.

However, as she was the first to admit — and her detractors were quick to point out — she was not a philosopher of true originality. "Unless one is a genius, philosophy is a mug's game," one of her fictional characters says. Only a genius, Murdoch maintained, could ever make a real contribution to the subject. At the age of 35 she turned her hand to writing novels.

In her first novel, *Under the Net* (1954) — which was actually her fourth, since she discarded two and another did not find a publisher — she tracked the journey of a posse of rootless individuals traipsing round London in search of their identities. But unlike Sartre's, her novels were not simply the lumbering vehicles for philosophical ideas. "I might put in things about philosophy because I happen to know about philosophy," she said. "If I knew about sailing ships I would put in sailing ships."

Once she had begun to write, Murdoch scarcely seemed to pause, producing a new novel every year or so, with perhaps a break of half-an-hour between ending one and beginning the next. She began each with a period of "hard reflection" at the end of which every chapter would have been delineated and the characters moulded and given their names — usually

improbable ones. At the end of the process, hefty shopping bags of manuscript would be presented to her publishers, Chatto & Windus, where the boast was that never a word was changed. She professed herself impervious to reviews. "A bad review," she used to say, "is even less important than whether it is raining in Patagonia."

Those who reproached her with publishing too much were perhaps missing the point: her project was one of perfection, or imperfectionity even, as if the perfect — like the good, about which she meditated so deeply — was fundamentally beyond human achievement. If for her every novel was a fresh attempt to attain her ideal, she found each time that her ideal had moved on. She was always alert to the dangers of complacency. "I'm in the second league," she said, "not among the gods like Jane Austen and Henry James and Tolstoy."

Critics mostly felt that she was at the height of her powers in the 1960s and early 1970s, with works such as *A Severed Head* (1961), *The Italian Girl* (1964), *A Fairly Honourable Defeat* (1970), *The Black Prince* (1973) and *The Sea and the Profligate* (1974). Several of these were made into plays and films. *The Severed Head*, for instance, ran for nearly three years at the Criterion Theatre, and was made into a film starring Richard Attenborough. In 1978 she also published a collection of poems, *A Year of Birds*.

She received many honours in her life. She was appointed CBE in 1976 and advanced to DBE in 1987. She was six times shortlisted for the Booker Prize, and won it in 1978 with *The Sea, the Sea*.

In 1950 Iris Murdoch married John Bayley, later Warton Professor of English Literature and a fellow of St Catherine's College, Oxford. He looked out of his college window one day, he said, and seeing her cycling by knew at once that he would marry her. Together they lived a life of cosy intellectual companionship, haphazard domestic arrangements and bizarre culinary creations. It was reported by friends who had them to stay early in their married life that when taking up a pot of tea in the morning, they found Iris sitting bolt up in bed with her nose in Wittgenstein, while her husband lounged at her side perusing *Woman's Own*. They were to remain constant companions throughout their long marriage, and together were familiar figures in the literary world, both dressed from their favourite "good as new" shop, John Bayley cared for her with devotion and tenderness throughout her final years when Alzheimer's disease took an increasingly tenacious grip upon her once fine mind. He charted the cruel progress of the illness in his poignant and unflinchingly honest memoir *Iris*, published last year.

He survives her. There were no children.

PERSONAL COLUMN

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ROBERT BARR

Robert Barr, BBC war correspondent and television writer and producer, died on January 30 aged 89. He was born on December 22, 1909.

GOOD observation of both facts and feelings, the ability to write fast to a formula, and a taste for action made Robert Barr first a noted war correspondent and then a successful BBC producer. Later he became a freelance writer and producer, working particularly on series about the police and espionage.

Robert Barr was born in Glasgow and left school at 15 to train as a chemist. Soon, however, he had found himself a reporter's job with the *Glasgow Herald*, and by 19 he was already Editor

Specifying address for council

Hall v Kingston upon Hull City Council
Ireland v Birmingham City Council
Baker v Birmingham City Council

Before Lord Justice Rose and Mr Justice Mitchell
[Judgment January 14]

A local authority could specify through a person other than its secretary or clerk an alternative address at which it could be served with a notice under section 82(6) of the Environmental Protection Act 1990 of intention to bring proceedings in respect of a statutory nuisance under section 79(1) of the 1990 Act.

The Queen's Bench Divisional Court so held in a reserved judgment when allowing appeals by way of case stated by Susan Hall against the decisions of Kingston upon Hull Justices on May 7, 1998 and by Margaret Ireland and Elizabeth Baker against the decisions of Birmingham Justices on June 9 and August 13, 1998 respectively, that letters in the cases of Hall and Baker and notices in the cases of Ireland and Baker, sent by officers of the respondents' housing department to the appellants did not provide an alternative address at which the respondent would accept service of a section 82(6) notice.

Mr Michael Supperstone, QC and Mr Michael Singleton for Hall and Ireland; Mr Michael Supperstone, QC and Mr Stephen Knafner for Baker; Mr James Findlay for the respondents.

MR JUSTICE MITCHELL said that the appellants complained to the respondent that the premises of which they were tenants to the respondents, were in a state which constituted a statutory nuisance under section 79(1)(a) of the 1990 Act.

In the cases of Hall and Baker the housing department of the respondent council wrote to the appellants stating that all correspondence in relation to notices under section 82 of the 1990 Act of summary proceedings under section 79(1)(a) of the 1990 Act, which were required as a prerequisite to bringing proceedings to the housing team. The appellants accordingly sent notices under section 82(6) of the 1990 Act to bring proceedings to the alternative addresses specified, which were not the registered or principal addresses of the respondents.

Information laid by the appellants alleging nuisance under section 79(1)(a) of the 1990 Act were dismissed by the magistrates on the grounds that service of the section 82(6) notices had been to the wrong address and therefore invalid.

His Lordship said that section 82(6) of the 1990 Act provided that the proper address of a body corporate, its secretary or clerk at which it was to be served with a notice was the registered or principal office address of the body.

Section 160(3)(a) of the 1990 Act provided that service of a notice on a body corporate could be achieved by service on its secretary or clerk.

However, section 160(5) of the 1990 Act provided that the person to be served or given the notice could specify an address other than his proper address as one at which he would accept notices.

There was no reason to interpret section 160(5) as confining, on the basis of section 160(3), the category of persons who could specify an alternative address in the case of a body corporate to the secretary or clerk, who were simply vehicles by which the person to be served could be served.

Section 82(4) provided that the person to be served for the purposes of the Act was the person responsible for the nuisance. In this case the landlord local authorities, or the owner of the premises.

Under section 160(5) it was the local authority who had power to specify, the Act did not identify the class of persons who could on behalf of a body corporate, specify for the purposes of section 160(5), and it did not matter that the precise communication who specified could not be identified or was not a secretary or clerk of the body corporate.

The rationale of the section 82 procedure was that it should be operable by ordinary people who might be unsophisticated, inarticulate or without legal advice, providing them with a speedy and effective remedy from a nuisance which might have an adverse effect upon their health or that of their children.

Parliament's intention, in the absence of compelling statutory language, should not be frustrated by introducing into that straightforward and swift statutory remedy any technical obstacle of which the ordinary citizen would almost certainly be unaware.

Accordingly, the appeals would be allowed as the section 82(6) notices were properly served at a specified alternative address and the cases would be remitted to the magistrates courts for rehearing.

Lord Justice Rose agreed. Solicitors: Sydney Mitchell, Birmingham; Sydney Mitchell, Birmingham; Mr Richard Deith, Kingston upon Hull and Mr Stewart Dobson, Birmingham.

Mr Warren was a manager and promoter of professional boxers primarily in the United Kingdom. Mr Don King was a promoter, but not a manager, of professional boxers primarily in the United States of America. In September 1994 Mr Warren and Mr King, through their companies, entered into a partnership for the promotion of professional boxing in Europe.

The terms of the partnership were contained first, in an agreement dated September 16, 1994 and, second, in an agreement dated April 25, 1995 which superseded the first agreement.

Following the dissolution of the partnership questions arose, how in the winding up of the partnership, contracts for the management or promotion of professional boxers made between them and Mr Warren, Mr King and their respective companies should be applied.

The judge declared that the entire benefit of such contracts, including any renewals concluded before the completion of the winding up of the partnership's affairs, was held by Mr Warren and Mr King and their respective companies on trust for the partnership.

Mr Alan Steinfield, QC and Mr Hugh Tomlinson for the first, second and fourth defendants; Mr Michael Briggs QC, Mr Nicholas Le Poidevin and Mr Douglas Close for the plaintiff.

LORD JUSTICE MORRITT said that Mr Steinfield contended

Each partner becomes a trustee

Don King Productions Inc v Warren and Others
Before Lord Justice Morritt, Lord Justice Aldous and Lord Justice Hutchison

[Judgment December 21]
A partnership agreement to assign each partner's contracts to the partnership, which was ineffective because the contracts were for personal services and contained terms expressly forbidding assignment, constituted each partner a trustee of the non-assignable contracts for the benefit of the partnership.

The benefit to which the partnership was entitled did not terminate on or by reason of the dissolution of the partnership but continued until the contract expired or was properly disposed of in the winding up of the partnership's affairs.

The Court of Appeal so stated dismissing an appeal by the first defendant, Frank Warren, the second defendant, Christopher Roberts, and the fourth defendant, Sports Network USA Inc, from the decision of Mr Justice Lightman (The Times April 13, 1998; [1998] 2 All ER 608) whereby he determined a number of preliminary issues in an action brought between the plaintiff, Don King Productions Inc, and, among others, the above defendants.

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Mr Alan Steinfield, QC and Mr Hugh Tomlinson for the first, second and fourth defendants; Mr Michael Briggs QC, Mr Nicholas Le Poidevin and Mr Douglas Close for the plaintiff.

LORD JUSTICE MORRITT said that Mr Steinfield contended

first, that the benefit of the management and promotion contracts was not "property" within the meaning of that word as used in the Partnership Act 1890.

Second, he argued that even if the benefit of such contracts was "property" within the meaning of the 1890 Act, because of their nature they could not be "brought into the partnership stock" or "acquired ... on account of the firm" so as to become partnership property for the purposes of section 20 of the 1890 Act.

Third, he argued that the judge's construction of the first and second partnership agreements was wholly uncommercial and inconsistent with the words used.

Fourth, he submitted that, even if his first three submissions were rejected, management and promotion contracts concluded by either partner in the period between the dissolution and the completion of the winding up of the partnership with a boxer with whom there was such a contract at the date of the dissolution were not partnership assets.

His Lordship did not accept Mr Steinfield's first submission. With regard to *Nokes v Doncaster Amalgamated Collieries Ltd* (1940) AC 1014, and the speech of Viscount Simon, Lord Chancellor, on which he relied: the speeches of Lord Atkin with whom Lord Thankerton agreed, and Lord Porter both made clear that their decisions

were based on the proposition that the definition of "property" in the Companies Act 1929 was confined to property which was transferable by the parties.

As the employment contract in question was not so transferable it did not come within the definition. Thus, in *Nokes*, the meaning of the word "property" was limited by its context. The House of Lords did not decide that the ordinary meaning of the word was limited.

Further, it was plain that property which was not assignable might, nevertheless, be partnership property: see *Ambler v Bolton* (1872) LR 14 Eq 427 and *Pathirana v Pathirana* (1967) AC 233.

His Lordship rejected Mr Steinfield's second submission for similar reasons. The question whether, in the terms of section 20 of the 1890 Act an asset was "brought into partnership stock" or "acquired ... on account of the firm" ... or for the purposes and in the course of partnership business" did not depend on whether it was assignable at law. In both *Ambler* and *Pathirana* the asset was inalienable.

As for Mr Steinfield's third submission, the question, in his Lordship's view, was whether on the construction of the first and second agreements the management and promotion contracts became part of the partnership property because they were (i) "originally brought into the common stock" by

the agreement of the partners, or (ii) were subsequently "acquired, by purchase or otherwise, on account of the firm or for the purposes of the firm and in the course of partnership business".

His Lordship agreed with the judge that:

(a) at the time of the dissolution of the partnership the entire benefit of such of the management or promotion agreements with a European registered boxer concluded by either Mr Warren or Don King Productions since September 16, 1994 as were then still in force was held by that partner on trust for the partnership;

(b) the benefit to which the partnership was so entitled did not terminate on or by reason of such dissolution but continued until such time as the contract expired or was properly disposed of in the winding up of the partnership's affairs; and

(c) subject to the judge's proviso the entire benefit of all management or promotion agreements concluded by a partner after the date of the dissolution but before the conclusion of the winding up of the partnership's affairs with a boxer with whom such partner had such an agreement at the date of the dissolution was also held on trust for the partnership.

Lord Justice Aldous and Lord Justice Hutchison agreed.

Solicitors: Dobb Lupton Alsop, Bird & Bird.

No tax exemption after mortgage transfer

West (Inspector of Taxes) v O'Neill
Same v Crossland

Before Mr Justice Lindsay
[Judgment January 22]

Employees of building societies who received concessional rates of interest on their mortgages at the time they were taken out did not become entitled to income tax exemption under section 101(A) of the Income and Corporation Taxes Act 1988 on those beneficial loans when subsequently they opted to transfer to a fixed rate scheme also available to the general public.

Mr Justice Lindsay so held in a reserved judgment upholding the Crown's income tax appeal brought by way of case stated from determinations of general commissioners for North East Wiltshire that were in favour of two employees of the Nationwide Building Society, David John O'Neill and Kevin Gerard Crossland.

Section 160 of the Income and Corporation Taxes Act 1988 provides for "Beneficial loan arrangements", imposing a charge on an employee of "an amount equal to whatsoever is the cash equivalent

of the benefit of the loan" obtained by reason of his employment.

Section 101(A) of the 1988 Act, inserted by section 85 of the Finance Act 1994, provides an exemption from the charge if "comparable loans were available, at the time the loan in question was made" to the general public.

Mr Christopher Tidmarsh for the Crown; Mr David Milne, QC and Mr R. Vallis for the taxpayers.

MR JUSTICE LINDSAY said that the facts were not in dispute. The taxpayers were both employed by the Nationwide Building Society. In 1993 they had received loans from Nationwide secured on their homes at a concessional rate of interest of 4 per cent on the first £30,000 of each loan. Section 160 of the 1988 Act applied to the loans.

In January 1994 the taxpayers switched their mortgages into a two-year fixed rate scheme with interest fixed at 5.5 per cent, a rate that was also then available to the general public. There was no repayment of the existing loans but the taxpayers agreed terms that had not previously been in force.

They appealed to the commissioners in respect of assessments to Schedule E income tax for 1994-95

that included a charge under section 160 arising from the beneficial loans from Nationwide.

The commissioners decided that the change by each of the taxpayers from one product of the Nationwide to another product amounted to a new loan and that the new loan was made at the time that the new loan took effect and that the exemption provisions of section 101(A) of the Act were accordingly satisfied.

It was implicit in the Crown's argument that if it was right to regard the loan to the taxpayers as having been made at the time of the switch to the 5.5 per cent fixed rate scheme then the section 101(A) exemption applied.

But, Mr Tidmarsh said, the loans were made when, and only when, the sums were advanced in 1993 and, properly regarded, they were not made at the time of the switch.

Thus the crucial issue was to establish when, for section 101(A) purposes, the loans were made. Was it when they were first made or, alternatively, at the date of the switch?

Mr Milne said that there was a new contract of loan when the switch took place. The switch repre-

sented a new loan. Where there was a new deal there was a new contract.

Alternatively, he argued, even if any change in the agreed terms did not lead to a new loan, at least that had to be the case when the change was so fundamental as in this case, change from varying to fixed rate of interest.

Third, it was said by Mr Milne, that even if the Crown's interpretation was the more natural reading of the provision it was absurd and manifestly unjust and should be rejected.

Those arguments were unacceptable. For section 101(A) purposes, at least in the case of comparatively simple loans, a loan was made only when first made and its principal advanced.

That was the natural construction of the provision. A loan could not be said to be made on evidence of a switch such as in the instant case which was merely a variation of the terms of the existing loan.

There was no evidence that new loans were made and the taxpayers were not entitled to the exemption.

Solicitors: Solicitor of Inland Revenue; Mr Steve Hamilton, Northampton.

Power to allow disqualified director to act

Shuttleworth v Secretary of State for Trade and Industry
Before Sir Richard Scott, Vice-Chancellor

[Judgment January 27]
On an application under section 17 of the Directors' Disqualification Act 1986 for leave to act as a director during the currency of a disqualification, the discretion of the court was unfettered.

The fact that the applicant's need was personal and not a business interest was no reason to shake the court's discretion by the creation of conditions not in the legislation where, on the facts, the balance between the importance of protecting the public from the conduct which led to the disqualification and the need that the applicant should be able to act as a director of a particular company, was in favour of granting leave.

Sir Richard Scott, Vice-Chancellor, so held in the Chancery Division granting leave pursuant to section 17 of the 1986 Act for the applicant, Hugh Ashton John Shuttleworth, to act as a director of Max-mail, an unlimited liability company.

On February 4, 1997 the Vice-Chancellor had made an order under section 6 of the 1986 Act disqualifying Mr Shuttleworth from acting as a company director without the leave of the court for a period of five years.

Mr Orlando Fraser for the applicant; Ms Sarah Harman for the Secretary of State for Trade and Industry.

THE VICE-CHANCELLOR said the application raised again the question of the court's approach to section 17 and whether it was essential to demonstrate need, whether of the applicant or the company. The reasons for the disqualification order were therefore of the greatest importance.

There had been no suggestion during the disqualification proceedings that the applicant had acted dishonestly or with want of any

probity and all the creditors had all been paid in full.

His Lordship referred to a number of cases concerning the question of need for the purposes of section 17, inter alia: *In re Gibson Davies Ltd* (1995) BCC 11, *In re Amaran Ltd* (1998) BCC 264, *Secretary of State for Trade and Industry v Barnes* (1998) 2 BCLC 64 and *In re Barings plc* (The Times October 10, 1998).

The importance of protecting the public from the sort of conduct which led to a disqualification order being made against a director had to be balanced against the need for the applicant to be able to act as a director of a particular company. The factors to be taken into account were not to be limited so as to exclude a personal non-business purpose of the applicant.

Parliament had given the court an unfettered discretion and it was not for the court to limit the ambit of that discretion.

Solicitors: Timmus Sainer Dechert; Treasury Solicitor.

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LOANS & INVESTMENT



Number two: Dean Burton leaps high to score the winning goal for Derby against Everton at Pride Park on Sunday. Photograph by Shaun Botterill, Allsport

£1,000 bonanza in store for next weekly winner

Next weekend, the fifth round of the AXA-sponsored FA Cup takes precedence over FA Carling Premiership fixtures, so with only three games scheduled to be played affecting the *Times* Fantasy League lists (last night's Charlton v Wimbledon game, and next Saturday's Charlton-Liverpool and West Ham-Nottingham Forest matches), there will be no award of a £500 weekly prize for the period February 8-15.

The player lists will, however, be updated to include points earned and lost by players taking part in those three games, and the prize money will be "rolled over", so that the weekly winner announced on these pages in a fortnight will receive a double prize of £1,000 plus £100 worth of Puma sports equipment.

Today we publish two more ON-Target numbers. Check your team total against the player lists (right). If the total matches either of the ON-Target numbers (7 or 14), follow the instructions to find out if you have won the £500 prize. Even if your team total is some way short of the 37 scored by our winner this week, you could still equal his winnings.

Next week, we will publish the name of the winner of this week's ON-Target competition. There will not, however, be any new ON-Target numbers. Instead, as in the case of the weekly prize for the top team, the week's ON-Target prize money will be "rolled over", so that the winner the following week will receive a double prize of £1,000.

If you have Nottingham Forest defenders in your team, prepare to shed them now. The biggest home defeat in the seven-year history of the Premier League (a record that Sheffield Wednesday, 7-1 losers at home to - of all teams - Nottingham Forest in 1995, will be relieved to have given up) leaves Dave Beasant and company with some pretty considerable deficits. Scores of minus seven each for



Beasant and Jon Olav Hjelde were as bad as things are likely to get in one single match, but the state of the Forest side in general does not bode well for the remainder of a difficult season. Although Alan Rogers saved some of his reputation (and three points) with a goal — and that, don't forget, was the equaliser — it cannot disguise the deficiencies in Ron Atkinson's back division. Indeed, the score in the game could have been more than 8-1: some estimated that 14-4 would have been a fairer reflection of play. That may give some consolation to any Fantasy League entrant with Steve Stone, Jean-Claude Darchville or even Pierre Van Hooijdonk in their selections, but it may be that

Manchester United had largely stopped bothering about marking, preferring the view that attack was, as it proved, by far the best form of defence. Beasant's season score now stands at minus 21, with Hjelde only four better off. Steve Cherrie, who, mercifully, missed Saturday's drubbing, has a score of minus 11, level with Sasa Ilic, the only player in the Fantasy League lists from a team other than Forest to have reached double minus figures. For the price of a Dave Beasant, you could sign Pavel Srnicek of Sheffield Wednesday (nine points) and have something left over, while trading Hjelde in would bring in enough to buy you Jacob Laursen (13 points) or Dave Watson (15).

As I was saying

With France, the world champions, in town tomorrow to play England, I was fantasising about an all-French Fantasy League team.

Interesting, but difficult after all, most of the French players in the Premiership play for two clubs, and you can only pick one player from Arsenal and one from Chelsea.

That's right, of course, and old Guivarch has gone to Glasgow.

Oh yes, I was forgetting him. But of course he's a forward, and France won the World Cup without using any of them.

Well, what about French-speaking, then? That'll give me the pick of Belgians and Francophone Swiss.

Stephane Henchoz of Blackburn, and that's about it, as far as I can see. In that case, what about Cameroonians and Moroccans? That'll give us Rigobert Song of Liverpool, the lad Foe at West Ham, and Hassan Kachoulou down at Southampton.

Still not enough for a team. What about a World Cup memorial XI? Yes, then you could have Solskjaer in. He played for Norway, didn't he? Yes, but you might want a Manchester United player from another country. Which is odd, because I always thought that, with a name like Gunnar, he'd be a natural to play for Arsenal. But Ricky Villa never played in Birmingham, and I don't notice Big Roa signing Craig Forrest.



CHOOSE YOUR PLAYERS FROM HERE

Columns show: code, name, club, weekly points, total points, valuation(m).

GOALKEEPERS

102	A. Thompson	AST	0	4	45
103	F. Farnham	AST	0	0	36
104	L. Hendrie	AST	0	0	36
105	T. Taylor	AST	0	0	36
106	B. Hutton	BA	0	0	32
107	D. Whitely	BA	0	0	40
108	J. Corbett	BA	0	0	42
109	O. Sheehan	BA	0	0	42
110	G. Harte	BA	0	0	42
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FULL BACKS

201	G. Harte	BA	0	0	42
202	G. Harte	BA	0	0	42
203	G. Harte	BA	0	0	42
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298	G. Harte	BA	0	0	42
299	G. Harte	BA	0	0	42
300	G. Harte	BA	0	0	42

CENTRE BACKS

301	T Adams	ARS	0	0	42
302	T Adams	ARS	0	0	42
303	G Grinnell	AST	0	0	42
304	M Upson	AST	0	0	42
305	T Adams	AST	0	0	42
306	S Gortalski	AST	0	0	42
307	S Gortalski	AST	0	0	42
308	G Berry	AST	0	0	42
309	G Berry	AST	0	0	42
310	T French	BA	0	0	42
311	S Hudson	BA	0	0	42
312	S Hudson	BA	0	0	42
313	S Hudson	BA	0	0	42
314	S Hudson	BA	0	0	42
315	S Hudson	BA	0	0	42
316	M Doolittle	CHE	0	0	42
317	M Doolittle	CHE	0	0	42
318	M Doolittle	CHE	0	0	42
319	M Doolittle	CHE	0	0	42
320	M Doolittle	CHE	0	0	42
321	A Brown	COV	0	0	42
322	A Brown	COV	0	0	42
323	A Brown	COV	0	0	42
324	A Brown	COV	0	0	42
325	A Brown	COV	0	0	42
326	R Shaw	COV	0	0	42
327	R Shaw	COV	0	0	42
328	R Shaw	COV	0	0	42
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330	R Shaw	COV	0	0	42
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581	M Carbeck	DER	0	0	42
582	M Carbeck				

Glory of Solskjaer's late quartet

The weekly £500 prize-winner did not even need Ole Gunnar's 12 points over the weekend — but his team-mate helped out.

The headlines were predictable, and the headline-writers did not disappoint. There they all were: *Gunnar's a Stunner*. Top Gunnar, and, least unexpected of all, *Ole, Ole, Ole* — culturally confusing where a Norwegian is concerned, maybe, but each "Ole" saluting one of the four goals scored by Ole Gunnar Solskjaer against Nottingham Forest on Saturday.

His contribution during only 20 minutes on the pitch rewrote the definition of the term "super-sub", but before Alex Ferguson, the Manchester United manager, elected to bring the Norwegian international onto the field at the City Ground, Dwight Yorke, the man he replaced, was on course to be the Times Fantasy League's top points-scorer of the week, thanks to his brace against Forest and his winner against Derby County in midweek. But four goals, worth 12 points, in little over ten minutes, put Solskjaer on top.

Admittedly, the goals were scored against a tiring and punch-drunk Forest defence, surely one of the feeblest rearguards ever to have appeared in the Premiership, and at least two of them hardly stretched the capacities of the league's most prolific substitute. But they all count in Fantasy League as in the real world.

Solskjaer's 32 goals in 42 matches for Molde attracted the attention of Ferguson, who signed a player who immediately caused as much consternation for commentators as defenders, especially when Barry Davies of the BBC came up with the idiosyncratic but, he claims, authentic "Sol-shirer" pronunciation that he alone seems to favour.

The other appellation that has stuck is "The baby-faced assassin", although whether you would really want to see that squinting at you out of a pram is debatable.

Nevertheless, 15 goals in a season when he has started only six games is largely unanswerable.

Even so, it was Yorke's contribution that won the £500 weekly prize for Anthony Simpson, of Shanklin, Isle Of Wight. His team, Raffles' Gems (named after his dog) benefited from a total of 17 points from Yorke and Paul Scholes, two players from one of two teams Mr Simpson supports — the other being bottom-of-the-league Scarborough, from where he moved to the island some 20 years ago. As he said, "You couldn't get two teams further apart in league position."

News of the win came as a pleasant surprise to Mr Simpson, a chef, whose recipe for success has been short of an ingredient or two at times, although this week's matches



Raffles' Gems	
1 Walker (TOT)	3
2 Nilsson (COV)	3
3 Le Saux (CHE)	3
4 Markson (SOU)	0
5 Watson (EVE)	0
6 Hanson (NEW)	0
7 Ince (LIV)	3
8 Scholes (MAN)	6
9 Overmars (ARS)	6
10 Yorke (AST)	11
11 Wanchoppe (DER)	4
Total points 57	

have proved that it had the potential to be a tasty combination.

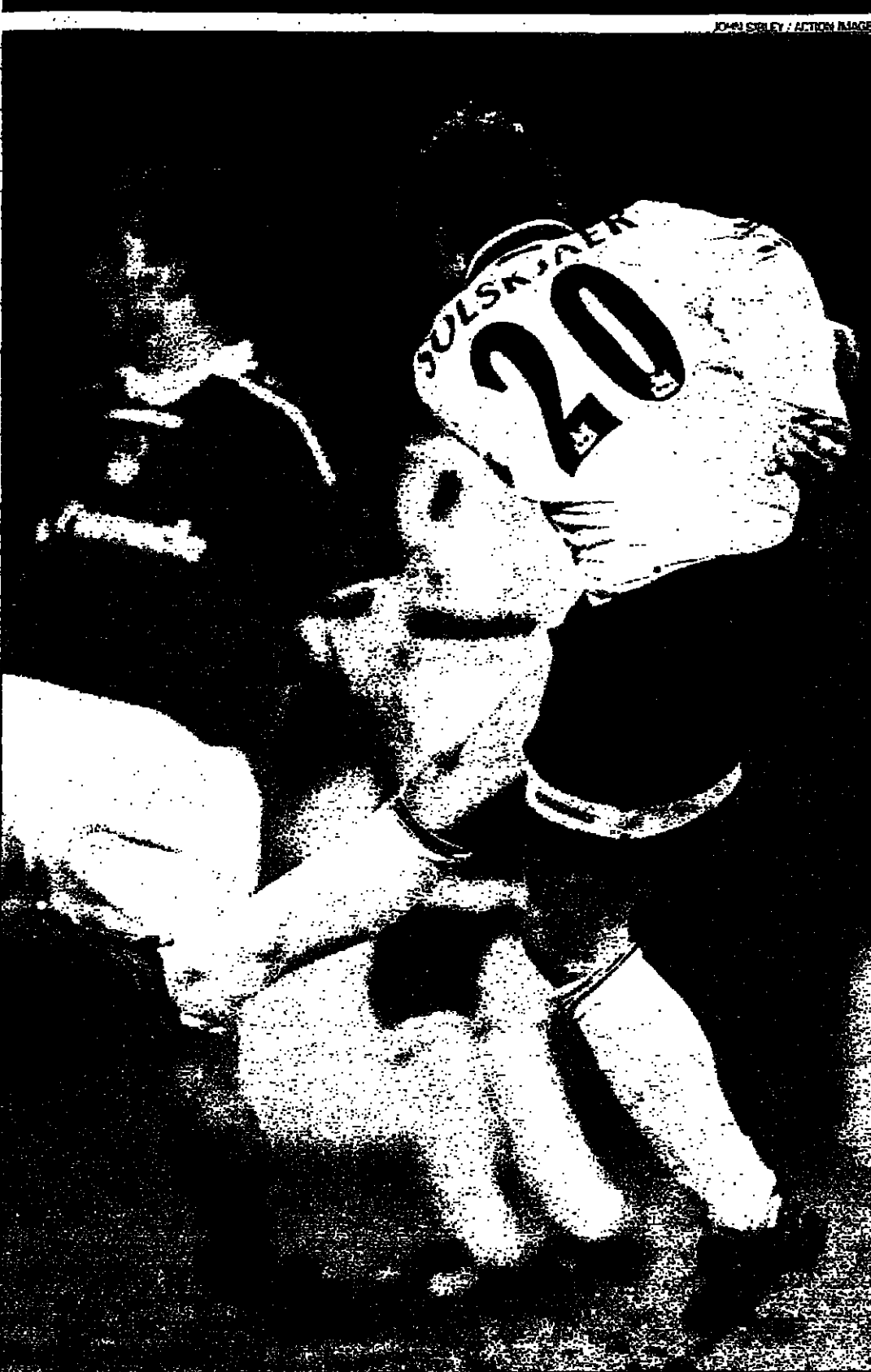
"Scholes, I thought, would be a regular after the way he played last season, but it hasn't worked out that way. Wanchoppe is always likely to score a few goals, but he's been injured." Wanchoppe did not manage a goal, but was credited with assists for both of Dean Burton's goals against Everton on Sunday.

The choice of Yorke was a simple one, especially when transfer talk linked the player with Old Trafford while the team was being selected, but even players who might have been regarded as liabilities at one time proved their worth last week.

Ian Walker, who has reclaimed his place at Tottenham, came up with a clean sheet to earn three more valuable points. "They (Tottenham) haven't had a real first-choice goalkeeper, so I thought he'd have a chance," Mr Simpson said. The restriction on the number of players per club that can be selected is an inconvenience to some, but Mr Simpson saw it as a challenge. "I like the idea," he said. "It makes it harder, but it gives you more to do." Dwight Yorke going to United helped...

NICK SZCZEPANIK

FANTASY PLAYER OF THE WEEK



Ole, ole... OK, OK, you've had enough of the Ole Gunnar Solskjaer headlines, and Nottingham Forest will certainly have had enough of him. Just as well: after his four goals at the City Ground on Saturday, the chances of his visiting in a league game next season have become even more remote.

FANTASY LEAGUE TOP 100

1	Phil Clarke	Shebbi United	253
2	Robert Little	Broken Arrow	251
3	James Kerr	Serious Squad	250
4	Mark Cole	Joe Public	250
5	Gordon Gushkiy	Super Saddlers B	246
6	Sarabjot Kohli	Junglemen	246
7	Richard Deane	On The Vagabond	246
8	John White	Fusegear	246
9	Peter Leatham	Sadie Town	246
10	Robert Anderson	Robert's Rovers	244
11	David Mead	In The City	244
12	John Humphreys	Academicals	243
13	Tan Ganyer	Hemel Hempstead	241
14	Jeffrey Cockburn	Yash Regal	240
15	John Luffhouse	Sold At The Bar	240
16	Phil Tinsler	Pin-Ups 7	239
17	David Wise	Walsh's Reserves	238
18	Mike Truran	Tigger United	238
19	Michael Matyschuk	Banditos Darsene	237
20	David Young	Doe 10	236
21	David Edmondson	Edmo Utd Mingle	236
22	Lucy Crosthwaite	I Hate Football	236
23	Mike Shipley	Minor Threat	236
24	Angela Whitfield	Wessex County W05	236
25	Andrew James Spencer	The Ones Mine	235
26	Mike Shipley	Minor Threat 16	235
27	Andy Lushburn	Carlisle B	235
28	Mark Gaylor	Third Time Lucky	235
29	I. Samuels	Spartak Moscow	234
30	Leonard Mars	The Jazz	233
31	Mike Shipley	Minor Threat 10	233
32	Phil Tinsler	Peter 7	233
33	Pritish Gadhia	Wilkesden Eleven	232
34	David Fildes	The Baggage Boys	232
35	Brian Payne	Cosmoport 16	231
36	Peter Collins	Just A Bods Team	231
37	John Miller	Melodymaker	231
38	Alan Parry	As Bandits	230
39	Tom Lee	The Bears FC	230
40	Tommy Fidler	Real Dartsman	230
41	Julian Popat	Popat's Army	230
42	Michael Scallan	Midonsville	230
43	Nigel Byrne	Negals Team	230
44	Kevin Styles	Oswestry Town	229
45	Jonathan Hayes	Special Brew	229
46	Rabbi Harrington	Chequers Champs	229
47	C Sharpe	Sunfish Stars	229
48	Jon Singh	Wain City 442	229
49	Stephen Trapp	Winners	229
50	Glen Reynolds	W0 20	229
51	Terry Bullen	El T's Revenge	228
52	Stephen Anthony	Artful Mob FC	228
53	David Daley	The Delays XI	228
54	Alan Featherstone	Laradonysystem	228
55	John Mill	Milton United	228
56	Henry Desjardins	Top Class Reject	228
57	Darren Sawyer	Finchleyallstars	228
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Plus ten others on 253 points

£1,000 richer for having the team's points spot on target

People are signing up new teams for ON-Target, where you match your points with the given score to have a chance to win a prize

Congratulations to Nick Patch of Grays in Essex, the main winner of ON-Target this week, who finds himself £1,000 richer thanks to last week's rollover. Fourteen other managers have also managed to win themselves excellent prizes.

Even if you do not have a Fantasy League team, you can enter this new game now — or enter a new one simply for ON-Target. All managers have the chance to win a share of £28,000 of new prizes. The Times has teamed up with EA Sports to offer you the chance to own the renowned FIFA 99 game. Every week you have the chance to win:

■ 1st Prize: £500 plus an EA Sports Pack
■ 4 runners up: EA Sports Packs
■ 10 additional runners up: FIFA 99 CD-Rom.
Each EA Sports Pack contains: FIFA 99 for the PlayStation; FIFA 99 for the PC; EA Sports T-Shirt, key ring and mini football plus a record bag.
If YOU already have a team in the main game, then you're ready to play ON-Target. Simply check your Fantasy League players' score each week and see if their total is the same as our ON-Target score shown here each Tuesday. If you have scored the exact target points, a quick call to our ON-Target winners' line (national rate call) will put you in the draw to win one of the 15 prizes. The ON-Target score may be high or low. There could be more than one score (such as today). It could be minus score. So it's worth checking your performance every week.
Just have your PIN number handy to call the winners line on:

0870 901 4270

THIS WEEK'S ON-TARGET SCORE

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points?

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(ex UK +44 870 901 4270)

Calls charged at national rates



If you don't have a team, or want to sign up another one, enter now by filling in the entry form. There are no limits to how many teams you enter. Not only could you win the ON-Target prizes, but you could win the main game weekly (£500) or monthly (£1,000) prizes.



should last about a minute. Claims must be made before midnight on Sunday night. The lines then close until the next game starts on Tuesday morning.
If you have scored the correct number of points AND called the claim line, you go into the draw. Just look in the paper on the following Tuesday to see if you have won.
Managers with the correct points who have not called the claim line will not be entered. Calls that are incomplete, inaudible or invalid will not be entered. All teams in the draw must conform to the main game rules.

Winners
This week's winners are:
Nick Patch of Grays (£1,000 plus EA Sports Pack); Edward Andrews of Purley, Gareth Robinson of Wrexham, Gordon Bruce of Livingston and Joanna Givens of Salisbury (EA Sports Packs); John Fure of Port Sunlight; Alison Greaves of Glossop; Miles Pearson of Colchester; Edward Horner of Carrickfergus; Andrew Ennes of Market Harborough; Ede Pritchard of Stroudbury; Nick Arnold of Didsley; Julie Wadley of Eastwood; David Varley of Oley and Marlene Greenwood of Harrogate (Fifa 99 CD-Roms).

FANTASY LEAGUE QUIZ



Every week, we test your football knowledge with our Fantasy Quiz. Last Tuesday we featured four Premier League players with presents to unwrap: Tim Flowers (Blackburn), Steve Harper (Newcastle), Darren Peacock (Blackburn) and Mart Poom (Derby) all celebrated birthdays on February 3.

What do these four hot Fantasy League properties have in common? The answer will appear in a fortnight.



CHECK YOUR SCORES TELEPHONE 0640 62 51 02

YOUTH LEAGUE TOP TEN

1	Sarabjot Kohli	Junglemen	276
2	Robert Anderson	Robert's Rovers	274
3	Julian Popat	Popat's Army	260
4	Matthew O'Neil	The M Team	258
5	Henrietta Ball	Henri & Goals UU	258
6	David Swithbank	Titus All Stars	257
7	Daisy Martin	Sodham Tuesdays	255
8	Robert Harding	Wishful Thinking	255
9	Craig Macaskill	No name	253
10	John Young	Notarname	253



Marc Overmars features in this week's winning team

Not dropped, only resting...

PERHAPS the most nerve-racking moment of the weekend for a manager in The Times Fantasy League comes just before the kick-off, in the form of team news. Knowing that you're down to ten men even before a ball is kicked because your star midfielder has been "rested" does nothing for the morale of the team.
Managers owning the likes of Beckham and Scholes will have heard this dreaded word several times over the past few weeks. It seems that being two of the top Fantasy League midfielders still does not guarantee you a starting place in Alex Ferguson's midfield. In fact, Scholes has started only 15 games so far, but even so finds himself top of the heap in terms of Fantasy League points scored. Similarly, super-sub

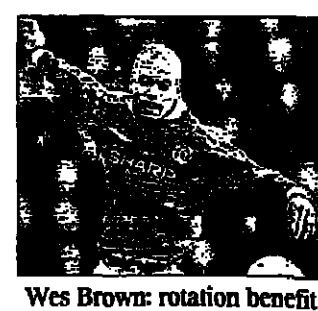
Ole Gunnar Solskjaer has started just six Premiership games, but has accumulated 30 Fantasy League points — currently the tenth highest tally for a striker in the competition and even more than Dennis Bergkamp. Alex Ferguson has promised the Norwegian more starts in future, but managers with Yorke and Cole should not worry too much about their

men making way. Next weekend's FA Cup match with Fulham will provide an excellent opportunity to parade the youngster before the Cole-Yorke partnership resumes for business as usual in the Premiership crunch match with reigning champions Arsenal a week tomorrow.

Manchester United defenders have also been victims of a rotational policy, with Gary Neville, Ronnie Johnsen and Denis Irwin all having stints on the sidelines to let Wes Brown, Henning Berg and Phil Neville have a run out. In fact, Chelsea's rotational strategy has been put in the shade by comparison.
In contrast, Arsenal's first-choice XI can be agreed on by all and sundry, thus ensuring that Fantasy League managers

know exactly where they stand. As European fixtures and the latter stages of domestic cup competitions loom on the horizon, you can be sure that the respective rotational strategies among the major Premiership contenders will continue, causing yet more infuriation to Fantasy League managers all over the nation.

MATT SIMS



Wes Brown: rotation benefit

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BUSINESS EDITOR Patience Wheatcroft

TUESDAY FEBRUARY 9 1999

Factory prices increase pressure for further cuts in interest rate

No respite for manufacturing

By SAIED SHAH

MANUFACTURING output crashed in December, with factory gate prices falling for the first time, confirming that the sector is mired in recession and piling on the pressure for further interest rate cuts in the coming months.

In December manufacturing output, which excludes oil and utilities, fell by 0.6 per cent compared with the previous month, far more than the 0.2 per cent expected by the City. It was the fifth successive

fall in manufacturing and the worst since the 13 months of successive falls that ended in January 1991.

Caroline Gorman, of 4Cast, the economic consultancy, said: "It really underlines the fact that manufacturing was up the creek without a paddle in December."

In the last quarter of 1998 manufacturing output was down 1.3 per cent from the previous three months and 0.6 per cent down on the fourth quarter of 1997.

A revised figure was also released yesterday for the prices

of goods leaving factory gates in December, which showed a 0.1 per cent fall from a year earlier, the first annual drop since records began in 1958.

Douglas McWilliams, of the Centre for Economics and Business Research, said industry was severely hit by overstocking at the end of last year. Professor McWilliams said that growth would continue to be affected by overstocking in 1999 and this would shave 1 per cent off GDP this year. He predicts GDP growth of just 0.3 per cent this year, with interest rates falling to 4 per

cent by the end of 1999. "There is no sign of inflation," he said, adding that he expected this view to be reinforced by the Bank of England's *Inflation Report*, which is due tomorrow.

The last two quarters of contracting manufacturing output in 1998 mean that, for the first time, the sector can be said to be technically in recession. Richard Iley, an economist at ABN Amro, said that although there would be further monthly drops to come, he expected a recovery in the second half of this year as the

boost from interest rate cuts feeds into the economy and stocks are run down.

Sales figures released by the British Retail Consortium (BRC) today show that the total value of sales in shops jumped 5 per cent in January, compared with last year.

This was a steep rise from an average of 2.3 per cent sales growth in the previous three months, as heavy discounting in January enticed people back to the shops.

However, the BRC gave warning that it is too early to say the retail sector has turned

the corner. Pamela Webber, an economist at the BRC, said: "Retailers are worried that once the sales posters come down from their windows, the shoppers will disappear. It may be that January's figures were just due to bargain hunters, and that clearly is not sustainable."

The weak economic outlook for Europe saw the euro take another knock yesterday, falling to its lowest level yet against the dollar, dropping to \$1.1219 from \$1.1292 at the close on Friday. Against sterling, the euro was little

changed, gaining 0.01p to close at 68.89p.

Robert Lynch, currency strategist at Paribas in New York, said that the attraction of the euro had faded over the past month-and-a-half as expectations of euroland growth now look misplaced in the face of high unemployment, low inflation and highly regulated labour markets.

By contrast, he said, all predictions of a slowdown in US growth have been confounded by the "amazing strength" of the economy, which has been powered by productivity gains.

Business Today

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Anatole
Kaletsky
says 'Anglo Saxon'
banks should put
Europe in the dock
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STOCK MARKET INDEXES		
FTSE 100	5,875	(-20.4)
Nikkei	10,882.49	(+84.41)
Dow Jones	8,230.57	(-73.37)
S&P Composite	1,234.69	(-4.71)

US RATE		
Federal Funds	4.75%	(4.75%)
Long bond	5.30%	(5.30%)
Yield	5.30%	(5.30%)

LONDON MONEY		
3-month interbank	5.75%	(5.75%)
Libor 3m	5.75%	(5.75%)
Libor 6m	5.75%	(5.75%)

STERLING		
New York	1.1288	(1.1288)
London	1.1288	(1.1288)
Frankfurt	1.4815	(1.4817)
Paris	2.3292	(2.3292)
Yen	165.85	(165.85)
S index	100.5	(100.7)

DOLLAR		
London	1.1288	(1.1288)
Frankfurt	1.4815	(1.4817)
Paris	2.3292	(2.3292)
Yen	165.85	(165.85)
S index	100.5	(100.7)

NORTH SEA OIL		
Brent15-day(Apr)	\$18.55	(\$18.15)

GOLD		
London close	\$288.75	(\$288.15)

* denotes midday trading prices
Exchange rates Page 26

US venture capitalist to give away computers

By MARTIN BARROW

THE Internet frenzy took a new twist yesterday when a US entrepreneur promised to give away thousands of personal computers in return for the right to display advertising on the screens.

Venture capitalist Bill Gross is to offer US consumers a Compaq PC, worth just under \$1,000 (about £613), Internet ac-

cess and electronic mail — all for free — in exchange for viewing targeted advertising. He expects to give away 10,000 computers in the second quarter.

The scheme, by Free-PC, takes advantage of falling computer prices and the strong appetite among consumers for Internet links. Mr Gross, who is

backed by the Barry Diller, the US home shopping tycoon, will generate revenue by charging advertisers for access. The launch of Free-PC is certain to fuel the debate over the price consumers pay for personal computers in the UK. Last year Intel, the US computer company, accused Dixons, the UK retailer, of stifling growth in demand for PCs in Britain by overcharging.

The complaint, which received a sympathetic hearing from Peter Mandelson, the former Trade and Industry Secretary, was fiercely denied by Dixons at the time. Dixons has since enjoyed success with the launch of its own Internet service and its shares have enjoyed a strong rerating, rising from 472p in July to a peak of £10.59p last month on the back of the City's Internet frenzy.

Yesterday BT and Microsoft announced an alliance to develop data services that will offer access to the Internet from mobile phones. Separately, EMI joined with four rival record companies to finance a project to download music direct to home computers via the Internet in an attempt to thwart computer pirates bootlegging music albums by e-mail.

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Wheels in motion: Stephen Byers talks to Kevin Howe, right, managing director of the Longbridge plant, on his visit to the Rover factory yesterday

By CHRISTINE BUCKLEY
AND SIGRID AUFTERBECK

Government to campaign for Rover plant's survival

THE Government will mount a strong campaign to press BMW to keep open Rover's Longbridge plant in Birmingham, workers at the plant were told yesterday. It will tell both the company and the German Government that Longbridge is vital to the UK economy.

Stephen Byers, the Trade and Industry Secretary, held crisis talks with managers and unions after last week's boardroom upheaval at BMW,

which was triggered by the continuing losses at Rover. He told employees on the works committee, which comprises convenors and shop stewards among the 14,000-strong workforce, that the Government fully supported Longbridge. He said the workforce had addressed the problems of pro-

ductivity which have helped to plunge Rover into massive losses. He said they had demonstrated flexibility in the rescue plan agreed in December, which involved 2,500 job losses and an overhaul of working practices.

Mr Byers said that he would tell BMW that Long-

bridge was not only vital to the West Midlands economy — where its closure could cut 50,000 jobs in total — but also to the UK economy. He added that the Government was in close contact with BMW and will do "all we can to represent the interests of Rover and Longbridge in particular".

The future of Rover and Longbridge was thrown into doubt after the British subsidiary's only real supporter, Bernd Pischetsrieder was sacked as chief executive along with his heir apparent, Wolfgang Reitzle. Herr Reitzle had wanted BMW to ditch its Longbridge operation.

The new chief executive is Joachim Milberg, the former head of engineering whose views on the future of Rover are less well-known. It is believed that BMW will review its strategy over the next two weeks.

Maxwell may be forced to speak to inspectors

By JON ASHWORTH

KEVIN MAXWELL, youngest son of the late Robert Maxwell, the media tycoon, may be forced to answer questions put to him by government inspectors, after failing in a High Court legal challenge yesterday.

Mr Maxwell, 39, was challenging the Government's refusal to help to pay for a lawyer to represent him in interviews with inspectors investigating the affairs of Mirror Group Newspapers. Rejecting his application for a judicial review, the judge, Lord Justice Scott, started "certification" proceedings against Mr Max-

well, which could compel him to speak to the inspectors. Failure to comply could lead to Mr Maxwell being held in contempt of court.

The inspectors, Sir Roger Thomas and Raymond Turner, were appointed by the Department of Trade and Industry in June 1992 to investigate the affairs of MGN, with particular regard to the £500 million flotation in 1991. They have heard 171 witnesses in person and received written evidence from 105 others, and want to interview Mr Maxwell.

Mr Maxwell, who was made

bankrupt in 1992 and discharged from bankruptcy in 1995, says that, as a married man with six dependent children aged between two and 14, he cannot afford legal fees.

Mr Maxwell argued that the inquiry could lead to further criminal charges and moves to disqualify him from holding company directorships. The inspectors, he said, should be content with the mass of evidence documented during his trial and during other inquiries into his financial affairs.

The hearing continues.

Counter-bid unlikely as Stakis agrees takeover

By DOMINIC WALSH

A COUNTER-BID for Stakis looked increasingly unlikely last night as the hotel and casino group agreed to a 146p-a-share takeover from the rival Ladbroke Group.

The deal, valuing Stakis at £1.16 billion, or almost £1.4 billion including debt, received a resounding thumbs-up in the City. Ladbroke shares jumped 16 per cent, adding 38p to 269p, while Stakis gained 16p to 157p.

Because the offer is a mix of 60 per cent in new Ladbroke shares and the rest in cash, yesterday's

rise lifts the offer price to about 160p, against 109p before last week's confirmation of the talks. "That should put off any other bidders," said one analyst.

David Michels, Stakis's chief executive, joins the Ladbroke board as head of Hilton International, precipitating the departure of David Jarvis with an estimated £1 million payoff. The other main casualty is Neil Chisman, the Stakis finance director.

Annual cost savings of "at least £16 million" were predicted, al-

though analysts believe the actual figure could be double that. Up to 200 jobs will be lost from the closure of Stakis's Glasgow head office.

The combined chain of 92 UK hotels will lose both the Stakis and Hilton National brands. A new identity based on the Hilton name and capable of being used outside the UK is expected to be drawn up, probably after discussion with Hilton Hotels Corporation, Ladbroke's US partner.

Tempus, page 28; City Diary, 29

Safeway upbeat on trading

By FRASER NELSON

SAFeway yesterday claimed a small victory in the supermarket Christmas trading battle, outstripping rival J Sainsbury with 3 per cent sales growth over the past four months.

The company — still recovering from last year's profits warning — said it has been consistently gaining market share since May, helped by the Triple Points promotion on its ABC loyalty cards.

Simon Laffin, finance director, said: "The scheme needed to bring an extra 2 per cent on sales to break even. It did. When we stopped the promotion, this fell by between 0 and 1 per cent, leaving us with people who had come back for good. For the 17 weeks to February 6 its underlying sales grew by 3 per cent, having slowed to 2.2 per cent over the six weeks to January 2. Last week, J Sainsbury said its underlying sales grew by 1.2 per cent over the 19 weeks to January 30.

Tempus, page 28

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BUSINESS ROUNDUP



FROM OLIVER AUGUST IN NEW YORK

AT&T, the US telecoms group, in the venture, one Wall Street analyst said: "BT is obviously serious about being a player in wireless Internet services. They've made a powerful point. Wireless Internet is becoming the next big thing in telecoms."

Some analysts agree with the projections of mobile operators that next year more mobile phones with Internet connection will be sold than laptop computers.

BT will involve Concert, its international corporate customer arm, in the alliance which will offer services primarily aimed at businesses. Concert was originally built up as part

of BT's attempted takeover of MCI, the US phone company. The failure of that deal left a gaping hole in BT's US expansion strategy which it now hopes to fill with the new Microsoft and AT&T links.

Microsoft's main interest in the deal is establishing the Windows operating system as a universal standard for mobile Internet communications.

Paul Maritz, Microsoft's group vice-president for platforms and applications, announced the partnership with BT at an industry conference in New Orleans.

Last November, Microsoft and Qualcomm of the US created a joint venture, Wireless

Knowledge, to develop wireless services for business customers in the US. The alliance with BT is expected to focus on non-US customers, with trials in the UK beginning in the spring.

In another link-up of telecoms and computer companies, Motorola and Cisco Systems, the Internet hardware company, yesterday agreed an alliance to develop mobile Internet technology.

The two companies say they will spend up to \$1 billion (£600 million) over the next five years to make the Internet as versatile over mobile networks as through telephone lines.

By FRASER NELSON

EMI has joined with four rival record companies to finance a project to download music direct to home computers via the Internet in an attempt to thwart computer pirates bootlegging music albums by e-mail.

Universal, Sony, Time Warner, Bertelsmann and EMI are understood to have paid about £15 million to take part in the so-called Madison Project, a six-month experiment co-ordinated by IBM. The five companies have donated 200 albums between them, which will be made available for downloading from an IBM website by authorised users. IBM believes

FROM OLIVER AUGUST IN NEW YORK

A CONSORTIUM of Silicon Valley investors and media moguls launched a new company called FreePC yesterday aimed at giving away computers to anyone agreeing to have advertising permanently coming up on their screens.

Barry Diller, the home shopping media man who made Fox Television into the fourth national network in the U.S., is backing the venture, the brainchild of Bill Gross, who runs a California-based venture capital fund. Compag will supply the computers, including an Internet connection through which advertising will continually be uploaded.

In return FreePC customers will supply detailed information about their income, tastes and education so that advertisers can target specific audiences.

The business model is similar to the one that offers in which companies give away the hardware — in their case the telephone — for free to win customers and make money

from the use of the phone. Some computer pioneers believe that free hardware will become a mainstream trend in the industry: as computer manufacturers give away free software to computer buyers, so Internet content providers could give away the hardware to bind consumers to their output channel.

Don LaVigne, the FreePC chief executive, said: "The consumer will get connected into the information age without cost and advertisers will get a broad demographic of a very targeted audience."

"Free PCs and Internet access will be the inevitable next step with the explosion of e-commerce and direct online marketing."

Critics say hardware giveaways will be limited to bottom-range computers. FreePC's first computer machine, retailing at \$600 (£360). Anyone who wants a more powerful computer would have to pay the difference.

PARSIMONY of governments and crash-induced fears of private investors made the flow of finance from developed to emerging economies shrink by 11 per cent to \$324 billion (£199 million) in 1997, the first drop in the decade. A report from the Organisation for Economic Co-operation and Development points to a further fall for 1998.

Official development aid by OECD members fell to an average of 0.22 per cent of output, the lowest recorded and less than a third of the United Nations target of 0.7 per cent. Some European countries trimmed budgets to meet Maastricht treaty rules but America's contribution, at 0.09 per cent of output, was proportionately lowest. Only direct private investment rose, chiefly to buy businesses cheaply in crashed Asian economies. The OECD estimates that 13 billion people, a quarter of the world population, exist on less than \$1 per day.

UNILEVER, the Anglo-Dutch consumer goods manufacturer, is selling the salad and dressings business of Fritz Homann Lebensmittelwerke to Gilde Investment Management, an investment fund based in The Netherlands, for an undisclosed sum. The business, which boasts annual sales of about £175 million, will be merged with Beecik Feinkostgruppe, a German salad and dressing company owned by Gilde, to create a new convenience foods group in Germany.

THOMSON-CSF, the French defence electronics group, saw sales rise only slightly in 1998 but a 7 per cent increase in new orders brought the order book to a record level. Sales rose 5.1 per cent to €6.18 billion (£4.28 billion) last year, while new orders rose 7 per cent to €7.02 billion. Thomson-CSF said that the order book at the end of the year was up 20 per cent to a record €13.4 billion, from €11.1 billion a year earlier. In 1997 sales came to €5.87 billion and new orders €6.57 billion.

ROXSPUR, the specialist manufacturer, gave warning that its order book from UK manufacturing customers is "extremely short" and that a cumulative shortfall in sales volumes has seen it fail to hit growth targets. Shares fell 14½p to 48p off a 12-month high of 117½p. Pre-tax profits for the six months to December 31 rose £500,000 to £1.5 million; earnings per share fell from 2.80 to 2.30. There is no interim dividend.

SHARES in Dana Petroleum put on 25 per cent yesterday, rising 1½p to 7½p, after the company realised £21 million in asset sales and the renegotiation of the take-or-pay contract with British Gas Trading for its stakes in the Victor gasfield. The contract sees Dana receive compensation of £11.3 million, while the sale of one third of its interest in Victor to Centrica and the sale of other interests in offshore blocks brought in £9.7 million.

JOHN MENZIES, the distribution group, has won a £25 million, five-year contract to provide a passenger and baggage transfer service at Heathrow. The company is taking on 120 staff from the existing contractor and will acquire seven coaches and 35 specially designed vans to transport an estimated three million passengers and 6.5 million bags on the service to be branded Connect.

With effect from the start of business on 9th February 1999 the following Business Cheque, Deposit and Lending rates are applicable to the accounts set out below:

TSB

By MARTIN BAGROW

SHELL is to invest \$8.5 billion (£5.2 billion) in oil and gas projects in Nigeria. The company announced yesterday. The investment would triple the nation's oil output by 25 percent over the next five years.

Taken together, the projects amount to the biggest investment in sub-Saharan Africa, and could rejuvenate the oil industry in Nigeria after years of neglect caused by political unrest.

Key elements of the investment are the development of four big offshore fields, including the giant Bonga discovery, where production is expected to exceed 550,000 barrels per day by 1995. This oilfield will be linked via a new pipeline to the Bonny liquefied natural gas plant.

The announcement was a welcome vote of confidence in Nigeria for its military Government and civilian rulers due to take over power in May. It also means that foreign financing to plug the oil price gap caused by a slump in oil prices.

Shell currently produces a little less than half of Nigeria's oil, mostly from onshore wells at \$2 a barrel. The deep offshore reserves offer a brighter prospect for taking away from the community's misfortune.

	Bur-	Bur+
	Bur	Bur
Australia's 3	2.90	2.92
Austria's 3	20.58	20.58
Canada's 3	2.90	2.92
Cyprus' cap 3	2,068.90	2,064.41
Denmark's 3	1.98	1.98
France's 3	3.11	3.12
Germany's 3	9.36	9.45
Greece's 3	3.00	2.79
Italy's 3	1.98	1.98
Japan's 3	13.39	12.88
Korea's 3	1.97	1.97
Malaysia's 3	1.98	1.98
Malta's 3	1.97	1.97
Iran's 3	1.97	1.97
Israel's 3	1.98	1.98
Netherlands 3	2.90	2.92
Spain's 3	2,000.82	2,003.79
Sweden's 3	1.98	1.98
Switzerland's 3	1.98	1.98
Thailand's 3	1.98	1.98
U.S.'s 3	1.98	1.98
U.S.S.R.'s 3	1.98	1.98
West Germany's 3	1.98	1.98
Yugoslavia's 3	1.98	1.98

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[illegible]

Scotia
2%

2000

It is but a short hop from offering free Internet access to providing free computers. While Sir Stanley Kalms may not yet be ready to make it, in the United States the give away computer has arrived.

This development will, no doubt, catch the attention of those in Government who have decided that berating British companies for ripping off their customers amounts to an electorate-friendly strategy on consumer affairs. The Office of Fair Trading has already been encouraged to take a look at the prices that Sir Stanley and his competitors charge for computers. No matter how they may try to justify their prices, they most certainly aren't giving them away.

But FreePC is no exercise in philanthropy. The motive for giving away the hardware is the belief that there will be fortunes to be made out of the software and those who use it. The day when we live our lives, or a very important part of them, in the brave new world of the Web moves ever closer.

The Madison Project gives an indication of the radical changes to come. Courtesy of record companies, IBM and the Web, music lovers in San Diego are going to be able to download the albums they would like to own. They might even do so through the keyboard of a free computer. The music companies will be able to slash production costs; the music

buyer will be offered almost instant gratification. Should he or she be a sensitive soul, rather fond of browsing through a CD collection and reading the covers, even though they lack the sensory appeal of the old LPs, then the technology is available to meet their needs. Every home could be equipped to produce a CD, complete with the appropriate printed cover, from the downloaded information.

The music lover would have had no need to venture out into the high street or queue to pay at his favourite record store. The computer would have done away with the need for a visit to HMV or Our Price. Could this realisation be gradually dawning on the venture capitalists who appear to be losing some of their initial enthusiasm for relieving Richard Branson of his chain of more than 200 Our Price shops?

Probably not. The Madison Project is, after all, restricted to San Diego at the moment, so poses little threat to record sales in Surbiton or Southampton. But it is another pointer to the way that e-commerce could develop and the drastic effect it could have on the retail property market.

Much has been heard about

the potential impact on conventional bookstores of Amazon.com and the other Internet bookstores. Records are also increasingly being sold over the Web. But almost immediate delivery, and significantly lower costs, would make Internet-buying almost irresistible. High street record sales would be virtually dead. A prospect that would cause some concern to Woolworth as well as Mr Branson.

Let's hear a hand for the economy

What a great self-justifying day the statisticians have provided for those famous two-handed economists.

On the one hand, manufacturing was falling veriginously into recession at the end of 1998. And it is not just export orders, hit first by the strong pound and now by the weak euro. Factory prices and domestic buyers are

COMMENTARY

by our City Editor

now falling consistently. For the first time since records began 40 years ago, producer output prices have fallen year on year. The over-riding fear must now be of a genuine deflationary spiral, the first here since the depression of the late 1920s and early 1930s.

On the other hand, retail sales rebounded strongly in January, however modest the big shopkeepers themselves would prefer to be about customers' ability and willingness to dip deeper into their wallets. They have not, however, thrown caution to the winds. Much to the retailers' chagrin, consumers have become bargain-hunters, intent on finding the best deals. The sales increases that the British Retail Consortium was anxious to play down yesterday were only bought at the cost of its members' margins.

By a process of evolution, most City economists are now more likely to be one-handed at any given moment. Put them together,

though, and half a dozen ferrets in a sack have nothing on the ensuing erudite debate.

The Bank of England's Monetary Policy Committee, you may think, is bound to be just such a dialectical academy. That may explain, if anything can, why the Bank was still racked with fear as recently as last summer, lest the UK economy was overheating so uncontrollably that it might go critical.

Inflation paranoia might still haunt the corridors once paced by Montague Norman if America's Alan Greenspan had not told his peers round the world that it ain't necessarily so. Conversion, once it came, was completed fairly rapidly.

The Bank, with or without the latest output figures in mind, has seen the vast empty space between base rates and what the UK needs and the rest of Europe charges. It is trying to bridge that gap at a brisk but orderly pace. The change in psychology is vi-

tal. It should mean that any sustained recovery in retail sales is treated with relief rather than alarm and that a weaker pound is greatly to be wished. The battle to stop the whole economy following manufacturing down the plughole is far from over and all allies must be welcome.

Lure of the euro is all Greek to them

Greece was the only EU country to want to join the euro but suffer hurtful rejection. It still faces labours of Hercules to meet Maastricht tests and be next to join in 2001.

Privatisation candidates such as Olympic Airways and Ionian Bank should have raised plenty of cash to window-dress state coffers by now, but they are still not coming up to scratch. Olympic should have thundered up the runway years ago, but remains grounded. Efforts, including cash injections, to make the unreconstructed carrier more profitable have misfired. A rash of strikes sent passengers fleeing. Profits of £25 million in 1996 turned into a loss of £85 million in 1997 and an expected loss

of £10 million to £35 million in 1998. Last week, the Government gave up and invited outsiders to bid for a management contract with a strategic alliance in view, perhaps with British Airways. Yesterday, Theodore Tsakiridis, the managing director, resigned.

An attempt to sell the State's majority stake in the 222-branch Ionian Bank failed last August, so JP Morgan was brought in to help. Days before yesterday's new deadline for bids, however, Morgan had to reveal that a fifth of the bank's assets were accounted for by one back-to-back deposit and loan deal in London. There has been no stampede to buy.

Perhaps the Greeks should not be concerned. The vaunted euro has just set another record low. At this rate the euro will soon be begging to join the drachma.

Duff investment

IT IS just a touch embarrassing for the chairman of the Personal Investment Authority to find himself embroiled in a dispute over a duff investment, but Joe Palmer can probably shrug off his unfortunate involvement with Laser Richmond. He presumably believed that Telford was set to become the international office location of choice when he set about extolling the attractions of the Telford enterprise zone trust. Over-optimistic valuations have cost investors dear. The PLA chief will no doubt sympathise.

Hillsdown sells biscuits operation

Hillsdown Holdings, the struggling food group, has sold its continental biscuits operation to its management for £42 million. Proceeds of the sale will reduce Hillsdown's gearing to below 100 per cent. The sale comes six weeks after Hillsdown sold the Ross Breeders poultry breeding business for £100 million.

Hillsdown also wants to dispose of its wines and spirits wholesaling operation, but plans to offload its furniture making companies, a potato business and a poultry processor have been shelved.

B&B letter
Bradford & Bingley, the building society, is spending £500,000 writing to its 2.5 million members urging them to reject the pro-conversion resolution which Stephen Major, a plumber from Co Antrim in Northern Ireland, has put forward for the annual meeting in April. Meanwhile, Michael Hardern is planning to target the Nationwide, the country's biggest building society, for a third time.

BHL buys Rebel
Brands Hatch Leisure, the motor circuit operator, has acquired the Rebel Group, a karting circuit operator, for up to £5.5 million in cash and loan notes. The Rebel Group runs the Daytona Raceway karting tracks in Milton Keynes and White City, West London.

Vickers forecast
Vickers, the diversified engineering company, said it estimated pre-tax earnings in 1998 were about £55.6 million. It also expected a net exceptional profit of £101.4 million and intends to retain the final dividend at 4.5p. *Tempus, page 28*

Pubs takeover talks
Shares of Cafe Inns, the North of England pub operator, yesterday rose 18p to 222½p as the group said it was in discussions that may lead to a takeover. Pubs'n'Bars also said it had received a takeover offer. Its shares rose 2p to 52p.

Property disposal
Chesterfield Properties is planning to sell off its property portfolio after failing to find a buyer for the whole group.

Scotia tops the market with a 42% General Mills injection

By PAUL DURMAN

SCOTIA HOLDINGS yesterday was the best-performing share on the UK stock market following a wide-ranging deal with General Mills, the American food company.

Shares in the Scottish drug development company, which once topped £8, jumped 42 per cent to 98½p.

General Mills, the company behind Cheerios cereals and Yoplait yoghurts, is to develop a range of diet foods using Scotia's Olibra, an ingredient that is said to induce a sensation of fullness.

Scotia is expected to earn royalties of 2 to 3 per cent of sales when the product is launched in two years' time. General Mills has a turnover of more than \$6 billion (£3.6 billion). However, it will develop cereals and other products for markets, with a worldwide value of \$75 billion.

Rob Dow, Scotia's chief executive, said: "This is an enormous validation of the potential commercial value of the technology. These guys have found the clinical data to be satisfactory. It will attract other

significant players to do deals with us." It was not clear whether the General Mills deal will affect plans by St Ivel, owned by Unigate, to launch desserts and yoghurts containing Olibra later this year. Skanemejerier, a Swedish milk company, is already marketing Maval yoghurts in the UK but it is struggling to meet Scotia's sales targets.

General Mills has acquired an exclusive licence to apply Scotia's "satety technology" to all food and drinks in the US, Canada and Mexico, and a worldwide licence for its use in cereals. The American group will pay modest milestone payments to maintain the licence.

Dr Dow, formerly with Roche, has abandoned many of Scotia's fat-based drug development projects since taking over as chief executive last year, while cutting staff numbers from 420 to 250.

Poorly-designed clinical trials had prevented Scotia winning regulatory approval for promising drugs such as Tarnabecic, a treatment for the nerve damage caused by diabetes.



Rob Dow said the General Mills deal is likely to attract other significant players to Scotia

Rebus joins the market exodus

By ROBERT LEA

REBUS, the IT services group, joined the flow of quoted companies being taken private yesterday, blaming a lack of interest in smaller shares on the London stock market.

Peter Presland, Rebus chief executive, who will remain in the post after the buyout, said: "It is imperative for us to access resources to grow this business. What is the point of remaining a quoted business if you cannot access these resources through the markets?"

Rebus, whose IT interests include personnel outsourcing, payroll services and technology for the London insurance market, is being taken private by Warburg Pincus and General At-

lantic Partners, two US venture capital funds skewed toward the IT sector who have bid 182p per share for the company.

The offer, recommended by the Rebus board, values the group at £172 million or at more than 31 times' historic earnings. The deal represents a 32 per cent premium to Rebus's shares from before Friday's statement when the company said it had received a bid.

Since Rebus was demerged from CE Heath, the insurance group, three years ago at a price of 88p, the shares have habitually traded at a significant discount to many others in the IT sector. The shares rose 18p to 177½p.

Inchcape disposals near £650m

INCHCAPE, the international trading conglomerate, continued its asset disposal program with the sale of its shipping services division to Electra Fleming, the venture capital firm, for £47.5 million (Paul Armstrong writes).

The sale takes the proceeds from the divestment programme to £648.5 million, paving the way for a £500 million-plus return to shareholders later this year.

Inchcape is on target to complete its sell-off by June, with only two businesses to be sold: a consumable products distributorship in the Middle East and half an office products distributorship in the Asia-Pacific region.

Profits up 40% at PizzaExpress

By DOMINIC WALSH

PIZZAEXPRESS, the fast-growing restaurant operator, defied the economic gloom yesterday with a 40 per cent jump in half-year profits and a positive outlook on its prospects.

The group, which has more than 200 restaurants, lifted pre-tax profits from £9.4 million to £13.2 million in the six months to December 31, from turnover 28 per cent higher at £61 million. Earnings per share reached 14.9p (10.3p) and the interim dividend is 1.3p (1.05p).

Like-for-like sales growth, although well below the 12 per cent of this time last year, was nevertheless well ahead of most competitors at 3 per cent. The group said it saw "no sign

of the underlying demand for our pizzas slackening".

David Page, the chairman, said: "It's a bit variable, but we're hoping to stay in positive territory for the full year."

Neither its hedgeling pasta brands nor its international franchises are expected to make much of a contribution until 2001. New franchises are under negotiation covering South Africa, Spain, Hungary, the Czech Republic, Poland and North Africa.

In addition, the company is close to signing a joint venture for Japan in which it would invest about £125,000.

Tempus, page 28

Palmer snared in dispute over property plan

THE chairman of the Personal Investment Authority, nicknamed the Earls of Dudley and 900 private investors have become embroiled in a legal dispute over a Midlands property scheme that went sour (see Commentary, this page).

At the centre of the dispute are two office buildings in Telford. Their development in 1992 was financed through a £30 million enterprise zone property trust (EZPT) — the Laser Richmond (Telford) Trust, which is now said to be worth just £9.3 million.

The investors are aggrieved at the collapse in the capital value of the two office blocks, where the space is only 30 per cent let, and are seeking to recoup their losses.

Last week, a group representing 80 per cent of the investors served a statement of claim on the EZPT's sponsors, Johnson Fry, the financial adviser and Richard Ellis, the property firm, alleging that investors had been misled by the original marketing literature.

Brian Woodward, spokesman for the investors, described the scheme as "highly speculative and grossly overpriced". He said: "The investors relied on the sponsors as they held themselves out as specialists with experience in EZPTs. Unfortunately, this reliance was misplaced."

Mr Woodward said the tax benefits of the scheme had been wiped out by the fall in value of the Telford buildings, leaving investors with a net loss. The trust's units had a net worth of less than 50p in the pound.

The investors, who each contributed an average of £34,000 to the trust, also argue that the rental income was misrepresented by Johnson Fry and Richard Ellis as guaranteed for up to 30 years. In fact, the trust's

bank guarantee lasted for just six-and-a-half years.

Although the investors have focused their legal action on the sponsors — both of which declined to comment — they also considered bringing a suit against the trust's manager, Laser Richmond, chaired by Joe Palmer, then chief executive of Legal & General, until he left to join the PLA.

Mr Woodward said the trustees of the scheme were separately pursuing legal action against Grimley, another firm of surveyors, which provided the original valuation of £30.2 million. Mr Woodward said "a retrospective valuation" of the Telford properties had them closer to £14 million.

Laser Richmond, is 70 per cent owned by V&P Midlands,

the development company of Roy and Don Richardson, the brothers who shot to fame and fortune by turning a place of wasteland in Dudley into the Merry Hill shopping complex, thus the Earls soubriquet. They built the office blocks, Plaza Tower and Plaza Court, and then agreed to lease them back for 25 years through a subsidiary named Telpra, so guaranteeing the rental income for the investors.

This income was also guaranteed for six-and-a-half years by a deposit with Lloyds Bank. However, when that pool of money ran out in September 1998, Telpra said it would have to renege on the leaseback.

Investors opposed these plans and the Richardsons agreed to continue paying the rent while new tenants are found. Mr Woodward argues the nature of the guarantee on the rental income was thus misrepresented, a charge the sponsors and Richard Ellis are sure to contest.

RICHARD MILES



Palmer: left to join PLA

(DILLIUS DALLIUS IMPLEMENTUS)

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STOCK MARKET

MICHAEL CLARK

FKI continues to rise as bid speculation grows

FRESH speculative buying had FKI up and running again amid intense talk in the Square Mile that a bid for the company is imminent.

The engineering group rose 11½p to 175p on turnover of almost six million shares and claims the board was locked in a meeting. Stories doing the rounds last week claimed Jeff Whalley, retiring chairman, had secured financial backing to take the company private. He has already indicated he would be prepared to make an offer worth 200p a share, valuing the business at £1.13 billion. But this has met with opposition from the rest of the board, which says it is not enough having seen the price slump from the 227p level last year to a low of 102½p.

Mr Whalley resigned from the board last month and stated his intention to retire as chairman in July.

Meanwhile, the speculators are not ruling out the possibility of a bid from Ingersoll-Rand, the US industrial group, which has been looking at suitable acquisitions.

Share prices generally ended a lacklustre session on a flat note with the FTSE 100 index down 20.4 at 5,834.9, while the FTSE 250 index also shed 6.1 at 5,205.4.

London's demise reflected opening losses on Wall Street where the Dow Jones industrial average slumped almost 100 points, rattled by the claims of one investment guru that the market could fall by as much as 10 per cent in the next few weeks. Turnover in London was again on the high side with more than a billion shares changing hands despite the absence of any fresh corporate action.

Hopes that Lasso, up 14p to 118½p, and Enterprise Oil, 10½p better at 234½p, may soon have something positive to say about their proposed get-together drew the speculators out again. They say that if the two companies leave it much longer someone may beat them to it.

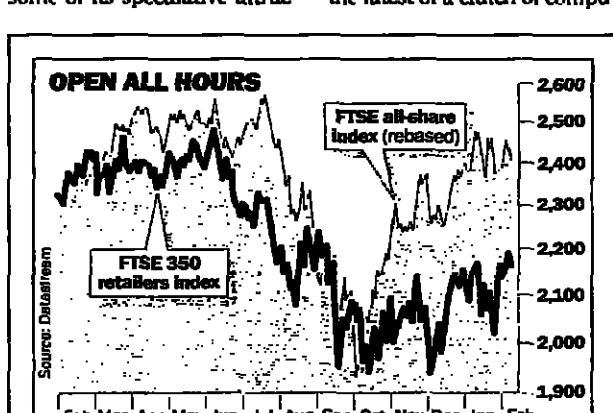
There is talk of a bid for Lasso from BG, up 14p to 362p. Word is it wants to make full use of Lasso's assets. Italy's ENI may also bid for Enterprise.

There was a muted response to the trading update from Safeway, 2p lower at 270p, which reported a 3 per cent increase in like-for-like sales dur-



Peter Presland, chief executive of Rebus, which raced up 18p to 177½p on the back of a bid valuing the company at £172 million

ing the first 17 weeks of the second half. Rival J Sainsbury, down another 9½p to 383½p, last week reported a meagre 1.5 per cent rise in like-for-like sales and gave a gloomy account of current trading. WestLB Furniture, the broker, has lowered its profits forecast for the year to £725 million. Asda also seems to have lost some of its speculative attrac-



CHRISTMAS was just as bad as many retailers feared and January is unlikely to have been much better. Last year they had the benefit of building society windfalls. But there was none of that this time round and the competition was even stronger.

Isabelle Payet at Sutherland's, the broker, says some retailers managed to escape the worst and Internet links showed in a new light. Ms Payet expects trading conditions to begin to im-

prove towards the second half of 1999 and has already drawn up a shopping list. WH Smith, 1p firmer at 576½p, and Arcadia, down 5½p to 188½p, have both been upgraded to a "buy" by Sutherland's. It expects them to take advantage of on-line sales of clothing, books, video and music.

Kingfisher, 7½p higher at 677½p, and Body Shop, 2p clearer at 90½p, are also on the "buy" list. But DFS Furniture, up 7½p at 226p, shows few signs of recovery and remains a "sell".

ter companies to find itself on the receiving end of a bid in recent weeks. Bermudian-based Pincus and General Atlantic Partners has offered 182p a share valuing Rebus at £172 million. The shares raced up 18p to 177½p.

Hopes of an imminent bid at Manganese Bronze have evaporated after the group moved to dispel speculation that had driven the price from a low of 178½p since the start of the year. The price touched 255p before closing unchanged at 236½p.

There was early confusion in Freepages as the price shaded 1p to 31½p. Robert Bonnier, chief executive, sold almost nine million shares at 31½p, but 6.74 million of those shares were repurchased by Toocs International, a company controlled by Mr Bonnier. His wife has sold 1.3 million shares at the same price. The reshuffle raises Mr Bonnier's holding in the company to 45 million shares, or 8.6 per cent.

Working Group held steady at a low of 24½p despite one man's decision to take advantage of the price to top up his holding. Joseph Duvel has bought 6.97 million shares taking his holding to 7.19 million shares, or 13.7 per cent.

Edward Burgess has bought an extra 20,000 in Eurodis. Sp lower at 61½p. It takes his total holding to 70,000 shares, or less than 1 per cent.

NSB Retail stood out with a jump of 27½p to 262½p on the back of some positive comments from Teather & Greenwood, the broker.

GILT-EDGED: Bond prices suffered losses stretching to more than £1 as they followed overseas bond markets lower in lacklustre trading. Prices fell 50p in the first hour and then spent much of the session trading in narrow limits. Dealers reported another sell-off just before the close. Issues about the ten-year range were worst affected.

In the futures pit, the March series of the gilt fell 68p to £118.30 as 30,000 contracts were completed. Among conventional issues, Treasury 8 per cent 2002 dropped £10.50 to £149.70, while 7 per cent Treasury 7 per cent 2002 lost 18p to £107.56.

NEW YORK: Wall Street gave up early gains as confidence in blue chips evaporated. At midday the Dow Jones industrial average was down 73.37 points to 9,230.87.

MAJOR INDICES

New York (midday):
Dow Jones 9,230.87 (-73.37)
S&P Composite 1,234.69 (-4.71)

Tokyo:
Nikkei Average 13,992.49 (+94.41)

Hong Kong:
Hang Seng 9,129.60 (-50.50)

Amsterdam:
AEX Index 528.24 (-6.12)

Sydney:
ASX 2,900.00 (-11.99)

Frankfurt:
DAX 5,807.22 (-52.56)

Singapore:
Sensex 1,336.80 (-23.30)

Brussels:
BEL20 3,446.17 (-28.38)

Paris:
CAC 40 4,152.41 (+5.11)

Zurich:
SIX 3,367.70 (-3.80)

London:
FTSE 100 5,834.90 (-20.4)

FTSE 250 5,205.40 (-6.1)

FTSE 1000 2,741.30 (-16.58)

FTSE All-Share 2,770.20 (-1.14)

FTSE 100 Index 157.10 (-0.47)

FTSE 250 Index 154.42 (-0.09)

Bargains 7,600

SEAD Volume 100,000

US\$ 1.6327 (-0.0057)

£/S\$ 1.6888 (+0.0009)

£/¥ 167.11 (-0.77)

Exchange Index 100.6 (-1.14)

Bank of England (official base rate)

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TEMPUS

Find room at the inn

THE rise in the price of Ladbroke stock yesterday means the value of the mixed cash and share offer for Stakis rose by 14p. But even at 160p instead of 146p, Stakis is a snip.

Ladbroke said yesterday it would make profits of £276.9 million in 1998, 22 per cent better than in 1997. That means its shares, up 38p to 269p, trade at a price equivalent to 15 times its earnings per share, about the same as the sector average. Yet even at 160p, the Stakis edit multiple is only 17 times, which hardly represents a generous premium for gaining control. Yes, Ladbroke is offering a very healthy uplift compared with what the market valued Stakis pre-bid talk, but that was then. Now, in the limelight, Stakis stands stronger than was previously appreciated.

The fact that Stakis's management is being so well accommodated by Ladbroke makes it

TEMPUS

Find room at the inn

much less likely that a rival bidder — a black knight — will feel able to break up the party. David Michels is set to move from being Stakis's chief executive to head up Hilton International for Ladbroke. But with his favoured new employer unlikely to replace gaming boss Mike Smith when he joins Rank, Mr Michels will also take on the appearance of a joint chief executive alongside Peter George.

Stakis may well be worth 180p but Ladbroke is not going to overpay for the sake of it. Moreover, those Stakis shareholders who take Ladbroke shares may reap longer-term rewards by allowing themselves to be bought cheaply. Penalties saved now give Ladbroke ammunition to tilt at Vaux, or buy on the Continent or in Asia Pacific.

The focus is moving to Ladbroke. One way or another, get on its share register.

Safeway

J SAINSBURY — and the much-derided John Cleeve Value to Share About promotion — is attracting all the attention in the food retailing sector just now. Sainsbury's shares have moved 27 per cent since Tempus recommended selling last October. During the same period, Safeway shares have held up better, although as the chart shows, it was down-rather earlier.

Safeway was too-touting about its sales figures yesterday. It boasted about outperforming the sector for the past nine months in a row. But the figures were not all they seemed. Safeway had a disastrous Christmas before last, no sales growth in a sector up 4 per cent, so 3 per cent growth this time around represented something of a hollow victory. Its Triple Points loyalty card promotion added 2 per

Safeway

cent to sales growth. But that was ended in October, and half of that added custom has since slipped away.

Yesterday's Christmas trading statement did help Safeway along the long path to a restored reputation, however. As one of the City's most accident-prone companies, it was a relief to see it navigated its way through the festive sea-

Safeway

son without obvious trouble. At 12 times forecast earnings, Safeway shares are cheap. However, with the kind of competition operating in this sector — and with Tesco and Asda more attractive aggressors — they may stay that way. And it shows how far Sainsbury's recovery hopes have to go.

Safeway

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PIZZAEXPRESS

IT IS astonishing to think that we will soon be able to eat in PizzaExpress from Manchester to Moscow, Tokyo to Tunbridge Wells and Wimbledon to Warsaw. All this from the London-born company that, as recently as 1985, thought opening a restaurant in Bristol was risky.

Not only that but PizzaExpress has barely changed the formula that has been pulling in the punters since 1965. Apart from the occasional bow to local tastes — Moscow has a caviar pizza, for instance — the concept remains largely as its founder, Peter Bolzoi, envisaged. Here you find a good quality, value-for-money menu served in stylish surroundings.

The formula has proved consistently profitable in the six years since PizzaExpress was floated. Yesterday's interim figures show it has not lost its touch, despite the sharp decline in consumer confidence.

PIZZAEXPRESS

True, like-for-like sales growth is down from 12 per cent a year ago to just 3 per cent. But with most competitors in negative territory that is no mean achievement. Its continued ability to open new units without commensurate increases in base costs means margins improved from 19.7 per cent to 22.1 per cent.

PizzaExpress is now developing the theme into pasta, acquiring Café Pasta last year. David Page, the chairman, leads a strong management team and even at a chunky 24 times predicted full-year earnings, this is an appealing formula. Buy.

VICKERS

PAUL BUYSSE, chief executive of Vickers since last summer, has taken strides to refocus the engineer that famously sold Rolls-Royce Motor Cars to Volkswagen last year. But he is focusing on anything worth getting excited about.

The stock market's answer is decidedly negative. With

EDITED BY ROBERT COLE

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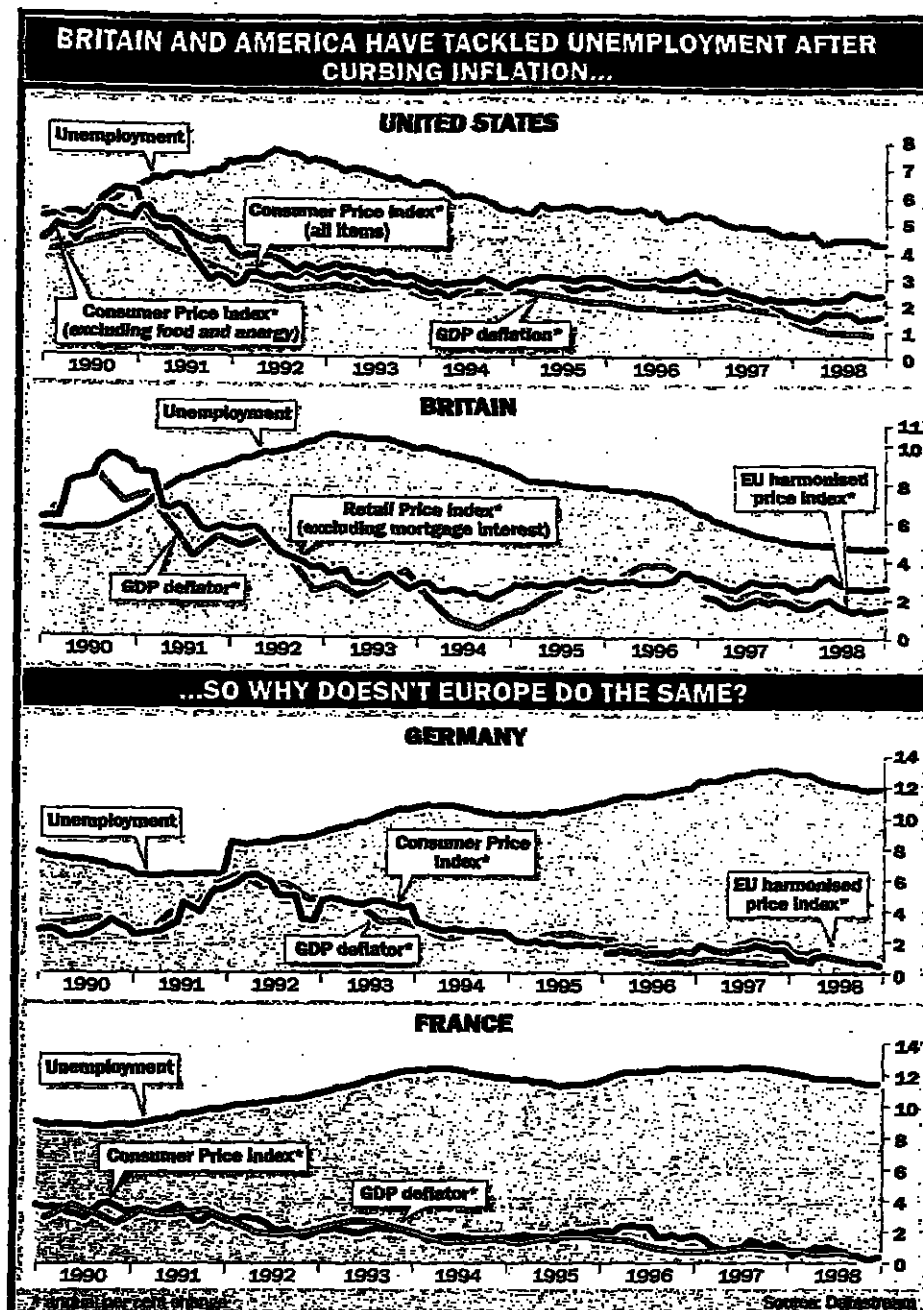
Bold 'Anglo Saxon' central banks put Europe to shame

Monetary policy in Europe is still living in the pre-Keynesian Dark Ages

Last week's bold cut in interest rates by the Bank of England was as welcome as it was unexpected. It was welcome not only for the obvious reason that it should help to silence the prophets of doom who had been predicting a recession that was never likely to happen, thereby doing unnecessary damage to business confidence and consumer demand. There are two other, more subtle, reasons for welcoming the boldness of the Bank.

First, the seemingly perverse reaction of the currency markets, which pushed sterling sharply higher after the dramatic rate should help to inject some realism among the many British industrialists who still seem to believe that all of their difficulties can be blamed on the "overvalued" pound, a strictly temporary problem, which the Government could easily resolve by announcing a decision to join the single currency. Secondly, the Bank's explicit determination to stimulate economic growth (in theory to guard against the danger of excessively low inflation) should emphasise the contrast between the shambles of European and Japanese central banking and the successful "Anglo Saxon" model of monetary policy gradually developed in America and Britain over the past decade. The essential difference between these approaches can be summarised in a few sentences. In Britain and America (as well as in Canada, Australia and a growing number of smaller countries) monetary policy is used boldly and more or less explicitly to control both inflation and unemployment by flexibly managing demand. In Europe, by contrast, central bankers are still living in the pre-Keynesian Dark Ages. Any suggestion that monetary policy should be used to stimulate growth and reduce unemployment is a heresy punishable by economic excommunication or even political death.

Consider first the question of the "overvalued" pound. With every month that goes by, the evidence keeps mounting that the pound's present value is not just some kind of temporary aberration, attributable to exceptionally high interest rates, short-term worries about the euro or irrational enthusiasm about Britain's economic prospects. In the past two years, British interest rates have fallen by two percentage points relative to the German level, yet sterling has scarcely budged. Waves of euro-phoria and euro-pessimism have come and gone, but the pound has been little affected. Consensus views about Britain's economic performance have ranged from the Jeremiahs from the City in 1997 about a return of Britain's "inflationary nightmares" to last year's equal-



ly ludicrous warnings from the CBI surveys that industrial conditions were worse today than in the recessions of 1980-81 and 1991-92. But amid all this sound and fury, the pound has remained firmly entrenched in its trading range of \$1.60 to \$1.70 and DM2.65 to DM3.05.

The fact is that the pound has not been particularly overvalued or even especially "strong" in the past two years. It has simply recovered to around its average level of the previous two decades from the unsustainably low level to which it fell in 1994 and 1995, when the mark and other European currencies temporarily shot off into the stratosphere as a direct result of the monetary incoherence of the Bundesbank. Looking at Britain's competitive position in the global economy, the pound has, since 1997, been hovering around the level required to ensure that British exporters and importers can maintain a rough balance of trade. The current account deficit of about £10 billion which most forecasters expect for Britain in 1999 is about as close to balance as can be expected, once due allowance is made for the contrast between Britain's robust domestic economy and the depressed economic conditions in Europe and Asia.

The issue can be put in more direct policy terms. The pound is now hanging in the middle of the

range of DM2.65 and DM3.05 in which it has fluctuated for over two years. Why, then, should anyone assume that the conversion rate if and when Britain joins the economic and monetary union will be significantly lower than the present DM2.94? On balance, it seems reasonable to conclude that if Britain were to join the single currency, at least in the foreseeable future, the exchange rate would have to be very similar to the one that prevails today.

This thought alone may be enough to deter some of the British businessmen who seem to support monetary union for crude reasons of short-term currency tactics (many of these are the same people who wanted to join the exchange-rate mechanism in 1990 because it would allow an immediate reduction in British interest rates). But last week's bold action by the Bank of England also underlined a much more important strategic and philosophical issue. To call this issue politically explosive would not be an overstatement, which is why it ought to be debated now, before it is too late, by politicians and commentators not only in Britain and America, but also in Germany, France and the rest of Europe. This issue is, to put it bluntly, the irra-

tional and potentially illegal behaviour of the European Central Bank.

What I mean by irrationality should be clear to anyone who studies economic statistics or simply looks at the charts above. The ECB's main legal responsibility, as defined by the Maastricht treaty is to "maintain price stability". The ECB's main predecessors, the Bundesbank and the Banque de France, had exactly the same goals. But price stability was achieved in Germany and France more than five years ago. So why on earth has the ECB, along with its predecessor institutions, continued to pursue a deflationary monetary policy which has kept European unemployment at or near post-war record levels?

The standard answers offered by critics of European central banking have been excessive caution, stubbornness, dogmatism, incompetence, pride and so on. But in the past few weeks, some of the critics of the ECB have begun to toy with an even more explosive accusation. Perhaps it can be argued that the ECB is not just acting irrationally or incompetently in ignoring the interests of Europe's jobless; perhaps it is actually breaking the law.

The Maastricht treaty defines the duties of the ECB as follows: "The primary objective of the

ECB shall be to maintain price stability. Without prejudice to the objective of price stability, the ECB shall support the general economic policies in the Community with a view to the achievement of the objectives in Article 2." Among the objectives laid down in Article 2 are "a harmonious and balanced development of economic activities", "sustainable and non-inflationary growth" and "a high level of employment". In other words, once price stability is attained, it appears that the ECB may be legally bound to observe the instructions of the European political leaders and finance ministers regarding support for their "general economic policies". And there can be no doubt at all that the ECB is legally obliged to pursue a policy that will maintain sustainable growth and a "high level of employment", provided this policy is consistent with the primary mandate for price stability.

Until recently, nobody would have dreamed of paying much attention to the legal niceties of the ECB's legal mandate. But in the past few days, three developments have occurred which suggest that this indifference may be about to change.

The first such development was mentioned in this column last week. It is the growing pressure from America for the ECB to pursue a monetary policy explicitly designed to boost European demand. This pressure is almost certain to grow in the months ahead. The second development is much more important. It is the transformation of political attitudes to monetary policy within Europe.

This was most clearly exemplified by a small story in yesterday's *Financial Times*. The story reported an attack on the ECB by an official from the German Ministry of Finance, Stefan Collignon, head of the directorate of European affairs. Herr Collignon explicitly stated that "the ECB is obliged under law to support economic growth after it met its primary objective of price stability".

Until recently European central bankers have had a standard answer to such admonitions. They simply claim that any effort to promote growth and employment through monetary policy would be in conflict with the price stability goal. But this brings us to the third and most important recent development: the success of the Bank of England and the US Federal Reserve in maintaining price stability and simultaneously using monetary policy to ensure adequate growth and full employment. If the Anglo Saxon central banks continue to succeed in combining both inflation and growth objectives, the ECB's single-minded obsession with inflation and contempt for growth and employment objectives will stand exposed. The ECB will be rightly accused not only of incompetence but of breaking the law.

Now that President Clinton's trial is almost over, perhaps it is time for some impeachment in Europe. Step forward into the dock, Wim Duisenberg.

The pre-pay phones are similar, but crucially different. The similarity is that they are



Gwyneth Paltrow and Joseph Fiennes in the recently released film *Shakespeare in Love*

Mobiles herald the onset of the pre-pay plastic revolution

What is the biggest marketing success story of the past year? Plagio scooters? Sony PlayStation? The re-emergence of Terry Venables as a candidate for England football coach? The answer is that nothing in the marketplace can compare with the success of pre-paid mobile phones.

In the three months before Christmas, 25 million new customers were signed by the big four mobile companies. To put this in perspective, this is by far the best quarter for mobile phone growth in the UK and represents nearly £500 million worth of new business.

All enjoyed a bumper harvest of new customers, though the happiest will be Vodafone and Celtel, which were able to regain some of the momentum they had lost to the newer market players — One-2-One and Orange, which had used "image marketing" to great effect, the former signing up last year, Chris Evans and Kate Moss and the latter through arts sponsorship.

The success of these "pay as you talk" initiatives has encouraged quite a few firms to take a fresh view of the pre-pay market. Typically, this has been seen as a downmarket, rather unpromising area, which involved selling stamps that people collected to pay off their gas bill or TV licence. However, some companies, such as Park Foods, have enjoyed success with savings clubs. In Park's case persuading customers to put something by each month to pay towards a Christmas hamper or some jewellery. Mr makes money by not only selling the goods, but also through the interest on the money it has collected up front.

Now these market segments are lucrative, but limited. They work largely by persuading people on low incomes that it is wise to budget for expensive items by putting a little cash away when they have some spare. These people would be better served by opening a building society account so they received the interest — not Park Foods and British Gas. But this is an issue for the banks, which have been criticised by the Office of Fair Trading for not reaching out to the poorest parts of society.

The pre-pay phones are similar, but crucially different. The similarity is that they are



JASON NISSE

aimed at customers that the mobile phone companies could not win before because either the customers could not obtain credit — because they were too poor, too young or had a bad payment history — or the customers did not want to take on onerous contracts for a mobile phone. With pre-pay there is no contract. You buy the phone and then you buy a card that gives you anything up to £100 worth of call credits.

At this point there is a little bit of science — which is where pre-pay phones differ from what has gone on in the past and show the way forward. To have enough security in the card to carry quite a lot of

money, and also to allow some of the clever ways of loading up the card with extra credits, such as data sent down a phone line, the companies have been using chip cards. Until quite recently these were too expensive to be used widely, but now they cost about £1.50 each to make.

According to Heiko Haasler, market analyst for De La Rue, which makes these cards, the price point is crucial. Banks, supermarkets, utility firms and the like can afford to give away chip cards as a marketing tool, when previously the cost might have been prohibitive. Customers who can obtain credit can use these cards for small-value transactions, rather than carrying cash. Customers who cannot obtain credit can use them as if they were a credit card. With the growth of e-commerce, this

will be increasingly useful as, for example, a teenage Internet junkie cannot buy the latest computer game over the Net as he or she doesn't have a credit card. But if they have a pre-pay card, they can load it up with pocket money and use it for Internet transactions.

Card transactions, rather than those undertaken with cash or cheques, give the issuer of the card all sorts of valuable information about the customer's spending habits, which can be handed on to the direct marketing department. Expect to see everyone from Tesco to London Transport issuing pre-paid cards in the near future. The revolution will be thin, rectangular and plastic.

□ The success of *Shakespeare in Love*, the mushy movie starring Joseph Fiennes as a playwright with writer's block and Gwyneth Paltrow as a cross-dressing aristocrat, has been largely attributed to Americans becoming misty-eyed about the Bard. Indeed, had it not been for an American, the late Sam Wanamaker, the actor and film-maker, Shakespeare's Globe theatre would not have been saved.

Now it seems some more Yanks, egged on by the Fiennes fare at the cinema, are putting their backing behind the Globe: American Express in fact, which is sponsoring the theatre to the tune of £175,000.

However, this generosity has caused a slight problem. Unlike Ford, Panasonic and USB, which have sponsored plays (USB, appropriately given its management upheavals, backing *Julius Caesar*), Amex is putting the money into the infrastructure. However, having a sponsor's name on the theatre would not really be in keeping with the 16th century image of the Globe.

The answer is for Amex to sponsor a new exhibition in the undercroft, dedicated to Shakespeare and with American Express emblazoned prominently in the entrance area.

Jason.nisse@the-times.co.uk

Sons also rise

RICHARD BUDGE is a man of action. Faced with the collapsing share price at RJB Mining, he has decided to strengthen his management team. Step forward a new director of mining services. He is only 27 but part of his job will be to "ensure RJB remains a leading player on the world mining scene". Then there is the new open-cast director, heading up all the company's considerable open-cast operations. He is a shade older at 29. These two high achievers have one thing in common. Yes, you've guessed it. Grant and Kurt Budge are sons of the chief executive. Still, he could have appointed his brother, Tony, who has not been around since his engineering group collapsed a couple of years ago.

FOLLOWING on from the strange symbol run by this column a few weeks ago — which was revealed as the signature of the company secretary at Carlton — Below is another

odd imprint. This is the signature of person whose views will shape the new Europe. Who is he and what does this strange device say about him? Answers at the end of the column.

Hello campers

TO THE Oaklands Hotel in Weaverham, Cheshire, where on March 10 Eurocamp shareholders will be asked to approve a name change to the tautological Holidaybreak. Readers will remember that Eurocamp's previous attempt to change its name — to Holidaymaker — was thwarted by Airtours, which has that as a trade name. However, I think it is tempting fate for Eurocamp to hold this meeting only a few miles from the home of Airtours's boss David Croxland.

Sheepish

I KNOW where I will be, this Thurs-



day, and that is on London Bridge, watching Peter Moore herd a sheep called Ramrod from Southwark into the City. Mr Moore is better known as the Town Crier of Southwark, Docklands and most of London — apart from the City, that is. However, the City attempted to make amends last year by granting him the Freedom of the City. This honour bestows the right to herd sheep across London Bridge. So he has borrowed Ramrod from a brewery in Wandsworth and is ready to exercise this right.

DAVID MICHELS has a fair bit on his plate as chief executive of Hilton International, not the least of which is what to call the combined Hilton/Stacks hotel business in the UK. Yesterday Mr Michels said that although the new name would be

"Hilton something, or something Hilton", for the time being he would be using the working title "Lakis". I think I prefer the name "Stilton".

Sour taste

MY CONGRATULATIONS to the Institute of Chartered Accountants and the Stock Exchange for selecting HP Bulmer, the cidermaker, for producing, along with Boots, the best annual report and accounts last year.

Richard Sykes, the chairman of the judges, commended Bulmers on "an outstanding example of corporate reporting". Shareholders, though, might wish that the Bulmers's management had not been quite so good at reporting the company's woes. The shares are amongst the biggest dogs on the market, currently languishing at a seven-year low.

Moran more

CONGRATULATIONS are also due to the House of Lords, which has ruled against the controversial financier, Christopher Moran, in a dispute about an office block in Gray's Inn Road. The details are extremely complex and were in a law report run in this paper last Friday, but the upshot is that Mr Moran is having to pay a small public company called Strategem about £15 million.

I call Mr Moran to ask him how much of a blow this ruling is to his empire and his project to rebuild Crosby Hall on the banks of the

Thames in Chelsea. "A mere dent," he tells me. "My business is in rude health."

AND the answer to the signature teaser is that Lawrence Warner, a graphologist, ran an instant blind test and concluded: "This seems to be an assertive person who likes to have the last word. He knows a lot of answers but might not always let on to other people what they are or let on much about himself." Which seems to be what everyone feared about Wim Duisenberg, President of the European Central Bank, whose signature it is.

JASON NISSE

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Good News for NatWest Customers

NatWest announces the following reduction in interest rates.

Effective from (and including) 1 March 1999

Old Annual Interest Rate	New Annual Interest Rate (lower than old)	Personal Lending	New Annual Interest Rate	New EAR (lower than old)
8.75%	9.10%	All interest rates applicable to Tailored Loans will be reduced by 0.50%	8.25%	8.56%
8.50%	N/A	Advantage Premier Overdraft	8.00%	N/A
10.75%	11.29%	Advantage Premier Loan	10.25%	10.74%
10.75%	11.29%	Gold Plus	10.25%	10.74%
9.75%	10.19%	Premium Unsecured	9.25%	9.65%
15.50%	16.64%	Premium Secured	15.00%	16.07%
10.75%	N/A	Special Unsecured	10.25%	N/A
8.50%	N/A	Bridging Loan	8.00%	N/A
		MBA Loan		

All regulated consumer credit agreements are varied accordingly.

NatWest

National Westminster Bank Plc, 110 Lombard Street, London EC2P 2BP

TRADING PERIOD: Settlement takes place five business days after the day of trade. Changes are calculated on the previous day's close, but adjustments are made when a stock is ex-dividend. Changes, yields and price/earnings ratios are based on middle prices.

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812-	737% M&G 3rd Dist Co # 800		156	57% Atlantic Telecom	123%
51%	50% M&G 2nd Dist M&F 50		16	332	184% Barons Int'l	512%	...	4.3
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			330	320 Black (M&G)	330	...	4.5

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26%	20	M&G Inc	Inc	Tel	Co	65	-	515	297	Harold W	452	+	2.0
103%	149	M&G Inc	Inc	Package	199	-	45	322	123	Brian Allison	422	+	0.8
87%	77	M&G Inc	Inc	Dom	Div	199	-	594	339	James	319	+	2.0
70%	26	M&G Inc	Inc	Cap	43	-	770	235	Capital Radnet	765	+	2.1	
95%	46	M&G Inc	Inc	Dom	Div	199	-	673	435	Carlton Comm	646	+	2.1

28	20	M&G Rec Inc	20% -	1.04	37	43%	145	Chandler Corp	340% +	4%	2.0
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438%	332 Merchants	356%	+ 4%	45	26.7	243%	41	Dating	68	- 1	1.0
180	114 Mercury Exp Pa	148%	- 4%	2.2	35.4	327	148	Dating Kent	315%	6	1.5
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110.21	100.62	Trans 6% 2003	108.3393	-0.3286	5.95	4.34
114.74	105.56	Trans 8% 2003	113.8505	-0.2389	7.02	4.45
129.52	115.44	Trans 9.9% 2005	122.4941	-0.3938	5.56	4.10

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129.31	113.99	Wash 8-7% 2005	123.6683	-0.5172	5.87	4.44	216.67	187.05
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هكذا امن الضحايا



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GALLERIES
Hayward pays
homage to
Patrick Caulfield
PAGE 33

THE TIMES ARTS

DANCE
A steamy,
sleazy Carmen
for our times
PAGE 34



The brother and sister of all wars

Have you seen the bumper-sticker, "Insanity is inherited, you get it from your children"? That would make a nice epigraph for the opening contribution to the ten-week, five-work season which, with excessive modesty, Hampstead Theatre calls "a small drop of ink". I could cite you many plays since the 1950s which have accused parents of tyranny and oppression. It is refreshing to find a lively piece by an unknown writer, Matt Parker, which concedes that the jackboot can be on the other foot.

It is not just that Lee Oakes's gangling, gormless Craig has been playing truant in his GCSE year in order to have a secret affair with some rich, spoilt bitch and, now that she has rejected him, spends his time glumly slouching about or calling his unemployed dad a pathetic loser. That is mild stuff beside the problem posed by his sister, Jackie Morrison's Celaine. She has shut herself up in her bedroom for the past six years, communicating only by cryptic notes and thumps on the inside of her door — and ruling the house as if she were a Chinese empress and the sad little kitchen-cum-living-room below the Forbidden City.

THEATRE
Celaine
Hampstead

At first Celaine is content simply to send back trays of food on the pretext that her mother hasn't washed her hands, or to fling hot water in the long-suffering woman's face. But then she speaks, and begins to talk of ending her isolation, sending the family into spirals of sympathetic zeal. Paul Copley's mild-mannered Dad, outrageously accused of neglect by the daughter who has rejected him, launches into the sort of frantic display of self-abasement one associates with Mao's victims. And soon he and Alison Fiske's dim, homely Mum are throwing up power-points, plastering windows, stripping off wallpaper and pulling up carpets, all in obedience to the bonkers bird self-caged upstairs.

Parker says in the programme that this was "inspired by real events" and reveals in the play that Celaine was the victim of school bullies and has been unsuccessfully treated by the shrinks. But that hardly seems to explain

behaviour that, on both her parents' and her own side, seems more than a mite extreme. Maybe the play is stylistically akin to Kopit's *Oh Dad, Poor Dad*, about a culture-mother who keeps a dead husband on a hook in the closet, or Giles Cooper's spoof of adult infantilism, *Happy Families*. Maybe we should see it as a satire on the lengths to which parents will go to appease difficult children.

Edward Hall's production left me happy to do just that, although there are aspects of the play that worry me. The author eventually loses interest in Craig, making it hard to understand why he is behaving like a crazed hermit one moment and making ultimate sacrifices for Celaine the next. Celaine's long last speech is more credible when it is imaginatively rambling than when it is suggesting that she feels love for her beleaguered family. The symbolism — that dredger in the muddy estuary outside, that evil-looking old Dad catches on his rod — seems over-emphatic. Still, here's a new author with an original take on family politics and a new play with genuine bite.

BENEDICT
NIGHTINGALE



Some mothers do 'ave 'em: Celaine (Jackie Morrison) leads a hand in the continuing persecution of her mother (Alison Fiske) in Matt Parker's *Celaine*

CONCERTS: A thousand unnatural shocks; Barenboim back on the piano stool; Grisey's ghosts remembered; moving spirit of jazz

If I were Guillaume de Machaut, pride and glory of 14th-century France, I wouldn't know what had hit me on Saturday night. First, my *Messe de Notre Dame* is prized out of its liturgical context and performed in a barren space apparently known as a concert hall. Secondly, the Kyrie, Gloria and all the rest are interspersed with sounds from Islam — the breathy meanderings of the Turkish flute, familiar to a whirling dervish. The Mass is performed, what is more, in a space previously occupied by exuberant Africans, immodestly dressed, who chant, thump drums, rub sticks, shake chests, sprawl on the floor and wave the odd leg.

In theory Serge Dorny, artistic director of the London Philharmonic Orchestra, created this concert precisely to apply

A multicultural marathon

Roots Day
Festival Hall

shocks to the system, hurling cultures at one another and letting similarities emerge. His theme was ritual. An overlong African rainforest sampling by Zaire's Polyphony Ekonda was followed by Kent Nagano, the LPO, and the artful simplicities of Copland's *Appalachian Spring*. Then came the Machaut and Turkish flute, and the bloody tumult of *The*

Rite of Spring, far removed from Copland's farmer and his bride building their nest in the Pennsylvania hills. Alas for Dorny, late 20th-century audiences, daily bombarded by clashing sensations, are pretty hard to provoke, especially when three intervals allow them to file away each part of the concert in different sectors of the brain. As an experiment in cultural fusion, then, not much was achieved. The marathon made much better sense as an exercise in widening audiences, pulling into the hall people

drawn by the calypso, flamenco and other ethnic flings held in the foyer in the afternoon.

Was there enough to entice them back to a classical concert presented next? At first there were doubts. Only by the end of *Appalachian Spring* did Nagano find that tender simplicity and fresh-air glow that is the work's special glory — qualities more evident, anyhow, in the original chamber version. The Machaut, performed by the Hilliard Singers with Kudsi Erguner, cried out for a smaller venue, though a modest spell was cast. But then Stravinsky's *Rite* blasted across the auditorium, the brass and woodwind lustroously savage, the details clear, the pace electric. Machaut would have been frightened to death.

GEOFF BROWN

Lion resumes his day job

Daniel Barenboim is one of the few musicians in the world today who could accurately be described as legendary. His relatively rare appearances in this country as a conductor always generate excitement, but expectations at the Festival Hall on Sunday afternoon were even higher: this was his first London piano recital in a decade. If it marks a return to the regular solo work of which Barenboim has often talked, this will have been more than a memorable concert.

There was good news even before he had played a note: half this recital was devoted to Beethoven, a composer with whom Barenboim has always been especially associated. Here his performance of the *Pathétique* Sonata had expressive freedom, with a first movement full of little surprises but also architecturally strong. The Adagio was a deeply felt outpouring of melody, and in the finale a few fluffed notes seemed a small price to pay for such musical insights.

Daniel Barenboim
Festival Hall

Barenboim's towering natural musicianship is indeed what counts. He may no longer be at the height of his pianistic powers, but few other players could still deliver a more satisfying account of Beethoven's Sonata in E major, Op 109, and certainly not in between conducting Wagner operas. Here the suspense of his spacious opening was relieved in a roller-coasting Prestissimo and a set of massive variations that mixed poetry and vigour. The finale's theme had a profound spirituality that was only heightened by its return after such daring treatment.

It was inspired programming to contrast Beethoven with the First Book of Debussy's Preludes. Barenboim was just as illuminating here, justifying his note in the programme in which he protested

against the narrow "Impressionist" label commonly applied to the composer. Not that he ignored the wash of sound called for in this music perhaps orchestral experience has even increased his feeling for tone colour at the piano.

Opening the sequence, *Danses de Delphes* was remarkable for its carefully shaded sonorities, but similar care was taken over Volles, characterised by whole-tone haziness, and the mysterious *La cathédrale engloutie*. Yet Barenboim proved that many of these works are about attack and articulation, and he caught the seductive warmth of *Les collines d'Anacapri* and the wit of *La danse de Puck*. He brought each of the 12 Preludes to life, none more miraculously than the ebullient *Des pas sur la neige* it takes a great artist to maintain the mood of such introspective music while simultaneously capturing the imagination of almost 3,000 listeners.

JOHN ALLISON

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A guide to the best classical recordings
in conjunction with BBC Radio 3

BACH'S DOUBLE VIOLIN CONCERTO

Reviewed by Simon Hughes
DAZZLED by his later accomplishments as a composer and organist, we forget that Bach started out in life as a humble fiddler. One of his sons tells us that he played with a "clean and penetrating tone" and liked to direct the orchestra from the violin rather than the harpsichord. And that's the approach taken in the latest recordings of his violin concertos on period instruments.

With clean and incisive playing the violinist Andrew Manze leads the Academy of Ancient Music in the most exhilarating performance currently available. But choosing this version doesn't mean sacrificing the joys of a warm and passionate slow movement. To recreate the kind of emotional charge which would have excited Bach's original audiences at the court of Köthen in the 1720s, Manze and second violinist Rachel Podger risk adding expressive ornamentation. Some comes from Bach himself (from his later arrangement of the concerto for two harpsichords), but what they invent themselves stands up less well to repeated listening. But this is a performance full of fresh insights — risk-taking,

mercurial and as thrilling as the news that from April it will be available at budget price. On modern instruments, Arthur Grumiaux and Herman Krebbers with the Solistes Romands conducted by Arpad Gerecz offer some of the most intense delights on the market. But for sheer sustained inspiration and delicate, charismatic solo playing Jascha Heifetz and Emil Friedmann with Sir Malcolm Sargent and the New London Symphony Orchestra (RCA 09026 61746-2, £10.49) are still unbeatable after 30 years.

Heifetz's Bach is precise but passionate: soulful but never sentimental. As the glorious slow movement unfolds with the sensuality of a love duet, we realise that we're in the company of Celia Johnson and Trevor Howard, not Kate Winslet and Leonardo DiCaprio. But there is nothing old-fashioned about the speeds, which are dramatically propulsive and neck-and-neck with the Academy of Ancient Music. Even the middle movement lingers not a moment too long. With superb digitally remastered sound and one of the world's greatest violinists, it is time this classic performance was rediscovered by a new generation of listeners.

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Next Saturday on Radio 3 (11am): Mendelssohn's Oboe

Spiritual cry for help

CBSO/Oramo
Birmingham

When you listen now to Bernd Alois Zimmermann's Trumpet Concerto 45 years after it was written, it is impossible to hear it just for itself. You simply cannot forget that the composer of *Nobody Knows de Trouble* (see its alternative title) was to kill himself 16 years later — which makes the gradual unfolding of the spiritual on which it is based all the more poignant.

It is also with the benefit of hindsight that we can appreciate the work for its extraordinary anticipation of later developments. In its appropriation of sounds and techniques associated with jazz trumpeters such as Charlie Parker and Miles Davis, admiration for Zimmermann's courage in doing that tends to draw attention away from the fact that his mixture of New York bebop and Darmstadt serialism is not entirely convincing. However, with a trumpeter such as Hakan Hardenberger working alongside a sympathetic conductor like Sakari Oramo, stylistic integration is

not a problem. Hardenberger's focused sound, his command of the finest nuances of colour, his apparently effortless ease at the extremes of the range, his awareness of the line rather than his own star situation, all draw the ear into the emotional inspiration of a work which, now, seems like the beginning of a cry for help. The other two works in the City of Birmingham Symphony Orchestra's concert in Symphony Hall, both of them somewhat laboured in interpretation, were Mozart's little G minor Symphony No 25, K183, and Tchaikovsky's Fifth in E minor. Oramo's pacing of the Tchaikovsky was only marginally on the slow side and it did have its advantages — in emphasising the ominous intentions of the introduction, for example, and in allowing time for the phrasing of the more graceful melodies in the first and third movements. The Andante cantabile was beautifully done, but even here the spontaneous impulse was sometimes missing.

That same problem was more in evidence in the first movement, which needed a stronger expressive urge as well as a more propulsive rhythmic continuity. It was particularly acute in the finale, which is in danger of sounding ponderous if it is treated as a respectable symphonic construction and not allowed just a little hysteria as it reaches its disproportionate, overstated conclusion.

GERALD LARNER

Tribute to a rare talent

London Sinfonietta
Benjamin
Queen Elizabeth Hall

The French composer Gérard Grisey died last year, before Britain had really caught up with him. Represented occasionally in small concerts at the Institut Français and promoted by fellow composers, such as George Benjamin, his ingenious, spectral soundworld has been heard more in the music of others than his own.

If "spectral" means exploring the insides of sounds to find new sources of music, the pre-concert performance of *Accords Perdus* (Lost Chords) made the perfect calling card. Two horns sliding down their own gleaming twine of natural harmonics (brilliantly played by Michael Thompson and Richard Clews) formed a telling aperitif to Grisey's final work, *Four Songs for Crossing the Threshold*. It is hard not to find in these songs, all about death, a chilling premonition. There is dissolution, memory and pain in every note. The soprano Vokline Anderson's performance of the songs had an exquisite fragile anxiety.

HELEN WALLACE

Potted history of urban man

Potted history of urban man

VISUAL ART: Never in thrall to any movement, the elusive Patrick Caulfield is on show at the Hayward. Richard Cork reports

Although people only appear a few times in Patrick Caulfield's immensely rewarding Hayward retrospective, their presence is implied in everything he has painted. The plastic chairs grouped around a circular table in his *Dining Room* are all empty, but they seem to be waiting for guests to arrive. Nobody sits behind the desk filling half of *Inner Office*, and yet its regular occupant has probably just left for the evening. Even *Window at Night*, where an orange light discloses the emptiness of a room as bare and anonymous as an Edward Hopper interior, might at any second be invaded by a figure. We find ourselves, voyeur-like, peering in from the dark and wondering when the moment will arrive.

For the truth is that Caulfield has never shown any interest in places frequented by humanity. In 1964, only a year after he left the Royal College of Art, this diehard urbanite made the surprising decision to paint a panoramic *View of the Bay*. But the lyrical expanse of water saturating so much of the picture's surface is peppered with boats. Three minuscule swimmers can just be detected, sunning themselves on a diving platform. And buildings line the seafloor. This is a seascape given over to holiday pleasures, and the bunting slung across the foreground confirms the festive mood.

Caulfield himself had plenty to celebrate at the time. No sooner did he emerge from the Royal College than a rash of prominent exhibitions was mounted, announcing that a fresh generation of young painters was transfixing British art with a stream of confident, often witty innovation. But although the subjects he favoured had something in common with the consumerist brashness of Pop, the elusive Caulfield has always stood at a remove from movements. The nearest he has come to declaring his allegiance as an artist is in the 1963 *Portrait of Juan Gris*, where the blue-suited Spanish Cubist hovers on an orange ground flanked by girder-like fragments of thrusting form.

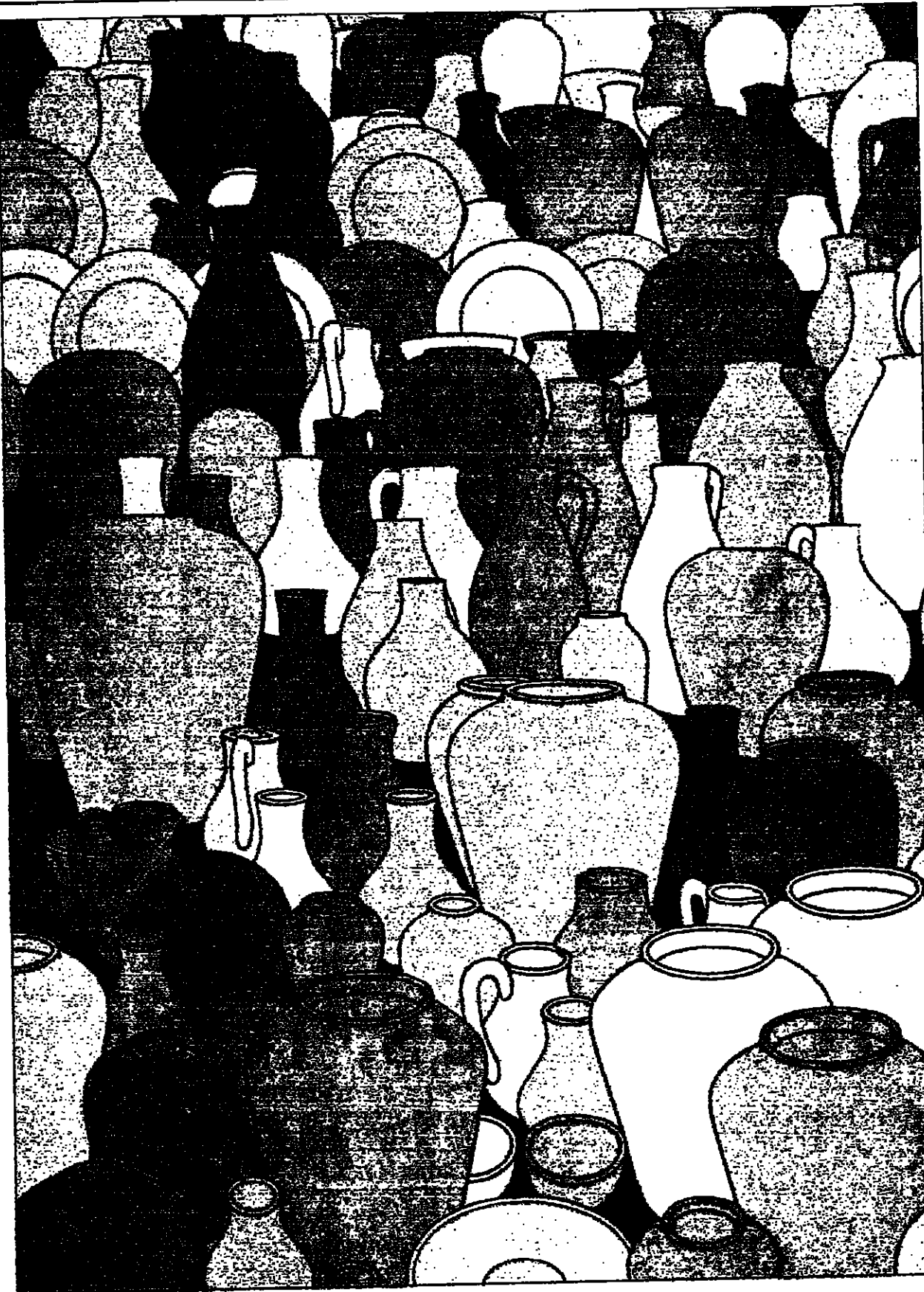
The debt he owed to Cubism at that precocious stage in his career has never been rescinded. At its most overt, the Cubist influence is declared in his enduring love of still life. Early on, he limits himself to a solitary perfume jar, marooned on a flat, striped surface. By the time he painted a tall canvas called *Pottery* in 1969, his enthusiasm for pots, plates, jugs and bowls could be restricted no longer. They crowd every available centimetre of the surface, and Caulfield's insistence on pictorial flatness means that even the most distant objects press themselves on to our vision.

However clamorous *Pottery* may seem, it is still controlled by a highly rigorous sensibility. Caulfield's characteristic

black lines are reduced to defining contours alone, and this simplification lends a purged discipline to the picture. In other respects, though, the horror wazai in *Pottery* marks it out as an untypical work. Most of his subsequent paintings allow emptiness to take on an eloquence of its own. In *Dining Room*, a remarkable amount of the picture is devoted to the vertical lines of a plain wooden wall. Dark grey, like the table and chairs beneath, they suggest how much Caulfield may have learnt from the austerity of Minimalism.

On the whole, however, Caulfield prefers to balance areas of plainness against passages where complication is given its head. The bareness of the time-yellow walls in his deserted *Foyer* is offset, at one side, by a distant glimpse of a bar crammed with bottles, barrels and the whole paraphernalia of designer boozing. *Paradise Bar*, an especially delectable canvas flooded in the main with a sumptuous cherry red, explodes behind the counter into a freewheeling, fizzy interpretation of a kitsch alpine mural. Its exclamatory tints risk plunging the whole picture into garishness. But Caulfield pulls it off, largely because he knows how to pitch excess against sobriety.

This pictorial juggling act reaches a state of ideal poise in *After Lunch*, where the restaurant's shadowy interior is confined largely to two soothing shades of blue. A bow-tied waiter leans wearily on a ledge, eyelids down. All this gentle, settled torpor is challenged, however, by the bright lakeside mural inserted so subversively in the paneled wall. It is painted with virtuoso cunning, proving that Caulfield can make acrylic paint simulate the blandness of a tourist photograph. Then he adds to the stylistic melange by placing a goldfish tank in front of the mural. Rendered in a



frankly cartoon-like manner, this sly homage to Matisse sets up a blatant style war at the heart of this sleepy room.

Painted in 1975, *After Lunch* announces a playful desire to mix wildly incongruous ways of seeing within a single canvas. Since then, he has developed it to an intoxicating extent. In a delicious 1980 painting called *Dining/Kitchen/Living*, he takes advantage of the room's open-plan architecture to dramatise a free-flowing interplay between different modes of depiction. At each side, the dining and living areas are handled in Caulfield's most familiar manner, halfway between the comic-book and the diagram. Between them, however, mayhem breaks out. Gaudy, retro-1950s wallpaper jumps all over the largest area. And on the foreground table, a casserole dish is painted to resemble a photographic illustration. The degree of skilled illusionism Caulfield achieves here with acrylic and brush is astounding: even close to, the casserole still looks like a collage cut from a cookery book.

Plain and patterned in the startling *Paradise Bar* (below), Caulfield pitches excess against sobriety, and pulls it off

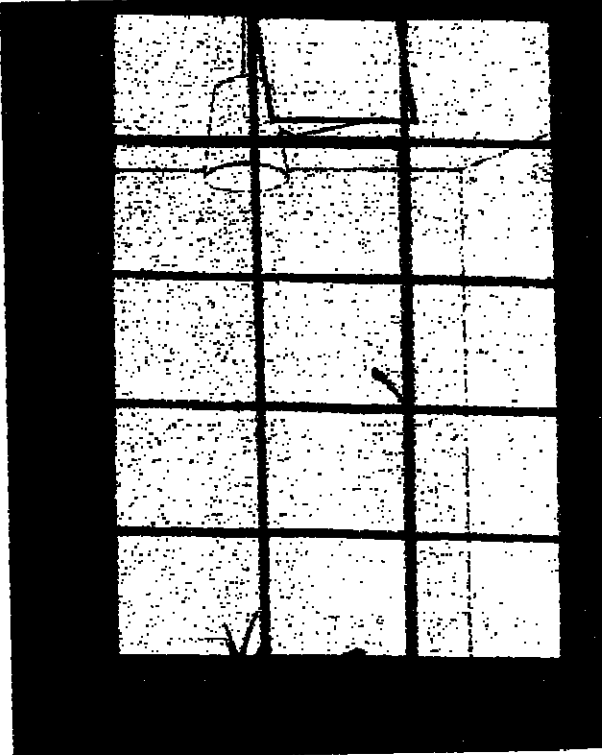
If Caulfield's work is simply amounted to a series of delectable tricks, it would not command attention for long. But as we move through this limpidly installed survey, his underlying purpose becomes clear. The spatial manipulations grow more ambiguous and provocative, daring us to find our bearings in rooms that swell, stretch and bend according to mysterious imperatives. Stylistic game-playing is still evident, for he has not lost one iota of his sly wit. But it is subversive, now, to a deepening sense of melancholy.

Like the waiter with the lowered lids in *After Lunch*, Caulfield seems more and more prone to a state of reverie. The overall colours deployed in a superb series of grand 1996 interiors are darker and denser than before. One painting, *Happy Hour*, sums up the mood. Five bottles sit on a shelf near the centre. The colour of the liquid in each vessel seems to have leaked out and covered

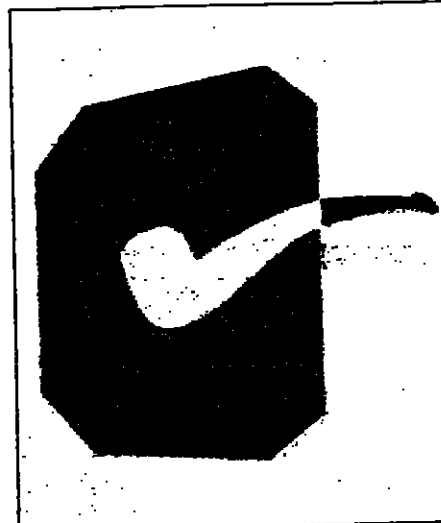
most of the canvas with a deep, wine-red stain. Segments of light flare in the dark. The room's consoling warmth is nevertheless threatened by a rectangle of hard, brilliant whiteness, where the word EXIT is inscribed on a sign. It suddenly makes the whole painting look as fragile and

transient as a memento mori, as if Caulfield is acknowledging that the invitation extended by *Happy Hour* must terminate in a farewell.

Patrick Caulfield at the Hayward Gallery (0171-928 3144) until April 11. His print retrospective opens at the Alan Crispe Gallery, 31 Cork St, W1, today



Left: Caulfield indulges his love of still life in the crammed canvas *Pottery*, painted in 1969. Above: *Window at Night*, from the same year, makes voyeurs of us all, waiting for a figure to enter. Right: 1990's *Pipe and Panel*. Below right: *Registry Office*, painted just two years ago, suggests Caulfield has lost none of his wit, although the colours have grown darker and denser



AROUND THE GALLERIES

- **Appliance of Science** is an elegant, intellectual show in which a group of artists use scientific theory as a springboard for imagination. Tactia Dean's film about molecular bonding may sound impenetrable but is strangely luscious with its gleaming red globules. And, as a steady mechanistic tic of flashing lights grows ever more insistent, the study accrues a sinister edge. The delicate arabesques of a silver wire in *Three Fathoms in a Thumb* are more than just graceful. Cornelia Parker teases with wrong-way-round ideas as the thread of a thimble is drawn through a chemist's fascination for residues, with a physicist's interest in force, drags the impossible tyre tracks of an exuberant motorcyclist across the gallery floor.
- **Frith Street Gallery**, 59-60 Frith St, W1 (0171-494 1550) until March 18

■ **ONCE** Gwen Hardie painted full female figures, but over the years she has focused on sections and ambiguous fragments of torsos. Her current show takes this progression to an extreme. Abstract canvases line the walls. Close up they are fields of monotonous colour, but step back and shadows drift through skins of paint.

The eye chases symmetries across sensual surfaces — and then loses them. Patterns precipitate and dissolve. Hardie shows little influence of the big, brash Baselitz under whom she once studied. Eastern religions are her inspiration now.

Beaux Arts, 22 Cork St, W1 (0171-437 5799) until March 6

■ **TO TITILE** a show *Men on Women, Women on Men* poses a multitude of interpretations. This battle of the sexes is rich in its range: erotic, wistful, jokey, tender, romantic, lustful and, perhaps most importantly, not too expensive. Prices range from £40 to £2,000, making this show a useful stop-off point in the run-up to St Valentine's Day.

Bankside Gallery, 48 Hopton St, SE1 (0171-928 7521) until Feb 21

■ **CUT** deep into the rocky earth, the 11 churches of Lalibela in the Ethiopian highlands ensnare the mysteries of Ancient Abyssinian faith and, supposedly, of the Knights Templar. Based in Addis Ababa for two years, Charlie Millar captured the atmosphere of these sacred places. A full moon floats over glittering Coptic scripts. The carbon paper Millar paints

on may have started as a necessity, but it comes to characterise his art.

Gallery 27, Cork St, W1 (0171-734 7595) until Feb 13

■ **WHEN** it comes to art, the word Victorian is often taken as a term of disparagement. But the 19th century was also an era of immense ingenuity and intellectual complexity, and as such it provides the inspiration for the group show *Secret Victorians*. Whaleboned dresses, waxwork effigies, stylised silhouettes and daguerrotypes may appear at first like the clunker of some dusty museum display, but preconceptions are unsettled by a sharp contemporary take. Kara Walker's black and white cutouts show disturbing racism and sly sexual deviance. Arts and Crafts wallpaper can't paper over the ugly deus of industrial life in Jeffrey Dennis's work. Stephen Pippin harnesses the twin Victorian inventions of railway and photography by converting a train lavatory into a camera.

Ikon Gallery, Birmingham (0121-248 0708) until April 4

RACHEL CAMPBELL-JOHNSTON

HANDS UP WHO'S NOT COLLECTING?

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THE TIMES

FREE BOOKS SCHOOLS

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LISTINGS

She Stoops — the musical

ARTS

Unfettered improvisation

In the land of the free

Free jazz is undergoing something of a renaissance. In part, at least, while the homegrown species still suffers from a species of benign neglect, the American article, whether played by its few remaining pioneers — Cecil Taylor their dour — or, as here, by second-generation practitioners such as David S. Ware, seems at last to be receiving the attention its potency and originality merit.

Saxophonist/flautist Roscoe Mitchell, most famous for his work with the Art Ensemble of Chicago, began this three-part Q&A concert in duo with pianist Matthew Shipp. In two pieces, during the first of which Mitchell restricted himself to alto, but utilising both flutes and soprano in the second, he built up to invigorating climaxes from quietly exploratory beginnings, shadowed and sustained all the way by Shipp's restlessly probing piano.

Patience and elegantly, Mitchell and Shipp created music in which textural and dynamic variation, rather than regular rhythm and predictable chord changes, provided

RECOMMENDED TODAY

Guide to arts and entertainment compiled by Marti Hargie

LONDON

BAREFACED CHIC: Fascinating Aida story here for a month before setting off on their latest national tour. The time Clarke Peters directs. Theatre Royal, Haymarket (0171 930 8800). Opens tonight, 7pm. (5)

THE KISSING DANCE: The budding talents of the National Youth Music Theatre stage their latest exciting production. A musical adaptation of Oliver Goldsmith's comedy classic *She Stoops to Conquer*, the show has lyrics by Charles Hart and music by Howard Goodall. Lyric, 100 (0181 741 8701). Opens tonight, 7.30pm. (5)



The NYMT brings its latest show to the Lyric

ACADEMY OF ST MARTIN-IN-THE-FIELDS: As part of its 40th-anniversary season and the BBC's Sounding the Century festival, the renowned orchestra under Iona Brown performs a selection of works by 20th-century composers. The concert includes Bartok's *Divertimento*, followed by Britten and Tippett before concluding with Stravinsky's *Meteoropolis*. Queen Elizabeth Hall (0171 930 4242). Tonight, 7.45pm. (5)

AND THE BROTHER TOO: Eamon McCarthy returns to the formidable Cornelia's inventive staging of *Yes Men*, revealing more about 'Yes Men' and his curious view of the world. Old Vic (0171 924 1000). Opens tonight, 7pm. (5)

ELSEWHERE

LIVERPOOL: Paul Miller directs a touring production of Jonathan Harvey's uneven and quirky new play, *Hushabye Mountain*. Dead Daffy enjoys the company of Judy Garland in *Grease* while his boyfriend on Earth copes with the hole in his life. Unit 10, 100. Opens tonight, 8pm. (5)

NORWICH: After a successful tour of mainland Europe, Poland's leading contemporary theatre company, the State Opera of Wrocław, takes its much-praised production of Verdi's *Aida* on a tour of Britain. Here until Saturday. Theatre Royal (01603 630000). Opens tonight, 7.30pm. (5)

SOUTHAMPTON: In Earth and Sky, Sam Janus plays a librarian whose boyfriend could have a sinister past, award-winning American thriller by Douglas Post. Patrick Sandford directs a touring production. Nutfield (01703 671771). (5) Opens tonight, 7.30pm.

NEW WEST END SHOWS

Jeremy Kingston's choice of theatre shows in London

House full, returns only (5) Some seats available (5) Seats at all prices

- COPENHAGEN:** Helsenberg mysteriously calls on Nils Bohr in essence Denmark. Michael Fryer's intelligent play transfers to the West End. Michael Stokman directs. Duchess (0171 494 5079).
- CERTAIN YOUNG MEN:** Peter Gill directs Jeremy North, Sean Chipman and six other actors in his exploration of the way today's men live. Almeida (0171 359 4040). (5)
- THE RAPE OF LUCRECE:** Thrilling staging of Shakespeare's poem by Theresa Shuman's Angels Arts. A company of seven plus specially created music by James MacKinnon that is surprisingly unjudgmental. With Said Taghmaoui, Bella Riza, and Carme Mullen. Lyceum (0171 261 9676).
- OKLAHOMA!** National Theatre cast includes Maura Tierney in transfer of Trevor Nunn's Rodgers and Hammerstein. Lyceum (0171 416 6086).
- RICHARD III:** Robert Lindsay puts on the hump for Eliza Kostelnik's RSC transfer from Stratford. Swan (0171 595 8888). (5)
- THE STREET OF CROCODILES:** Welcome return for Theatre de la Ville's inventive staging of Bruno Schütz's magical recollections of pre-Nazi Poland. Albery (0171 389 1783).
- VASSA:** Sheila Hancock heads a terrific cast, playing the family matriarch in Gorbunov's strong drama. Howard Davies directs. Albery (0171 389 1783).
- THE TEMPEST:** David Calder excellent in Adrian Noble's colourful RSC production from Stratford. Barbican (0171 438 8891).
- LITTLE MALCOLM AND HIS STRUGGLE AGAINST THE BUNNIES:** Ewan McGregor in the role of a sentimentalised revival of a 19th-century play about an art student's failure and success. Comedy (0171 369 1731).
- FOURPLAY:** Post-modern exercise directed by Spanish dramatist Serg Belbel. Here-Peter Kalber directs for Marmion productions. Lyric Studio 90 (0181 741 8701). (5)

FILMS ON GENERAL RELEASE

James Christopher's choice of the latest movies

NEW RELEASES

- HIDEOUT KINKY (15):** Kate Winslet plays a naive young mother who takes her two daughters on the hippie trail to Morocco in the early 1960s. Beautifully shot and by MacKinnon that is surprisingly unjudgmental. With Said Taghmaoui, Bella Riza, and Carme Mullen. Lyceum (0171 261 9676).
- LIVING OUT LOUD (15):** Fido Ruffalo with Holly Hunter and Danny Devito as an odd couple who meet in the elevator. Cracking performances led to a hilarious, the stiletto.
- HOW STELLA GOT HER GROOVE BACK (15):** Successful career woman, Angela Bassett, falls for a Jamaican boy (Taye Diggs). Despite the chemistry, there is nothing to this over-the-top holiday brochure from director Kevin Rodney Sullivan.
- A BUCKS LIFE (15):** A colony of cute, hard-working ants are introduced by a devious gang of grasshoppers. Dazzling, bug-eyed perspectives from Danny and Fido. John (Toy Story) Lasseter directs.
- PECKER (15):** John Waters's satire of the 60s art world lacks the usual bite but there are enough back-lash moments to make the humour bubbling. With Edward Furlong, Christina Ricci.

CURRENT

- SHAKESPEARE IN LOVE (15):** Thrilling romantic comedy with a crackling wit. By Marc Norman and Tom Stoppard. Directed by John MacKinnon that is surprisingly unjudgmental. With Said Taghmaoui, Bella Riza, and Carme Mullen. Lyceum (0171 261 9676).
- STEPMOM (12):** Julia Roberts is the hapless new woman in Ed Harris's life, and Susan Sarandon the term-motherly ex-wife. The two spilt kids, Jane Maloney and Ian Allen, give it a high level of wit. Relentlessly shows more by Chris Columbus.
- VERY BAD THINGS (15):** Peter Berg's macabre comedy thriller captures body horror and sexual subtext masterfully by chopping up half the cast. Demonic performances from Christian Slater and Cameron Diaz.
- BULWORTH (15):** Warren Beatty's disillusioned senator suddenly discovers a taste for taking up home politics. A wonderful comic spin on political manipulation.
- LITTLE VOICE (15):** Mark Hamman's wonderful version of John Carpinelli's stage hit. Harris's song glorious covers of torch song divas. Michael Cooney, Ewan McGregor, Brenda Blethyn and Jim Broadbent. Michael Cooney, Ewan McGregor, Brenda Blethyn and Jim Broadbent. Michael Cooney, Ewan McGregor, Brenda Blethyn and Jim Broadbent.



The choreographer Didi Veldman rehearses principal dancers for Northern Ballet Theatre's updated version of *Carmen*, opening later this month

Sex, drugs, rock'n'roll

And this is *Carmen*? The death of its founder has not subdued Northern Ballet Theatre, says Allen Robertson

Christopher Gable was a crusader. His drive and unbridled enthusiasms saved Northern Ballet Theatre from extinction. Back in 1989, he went out on stage night after night and appealed to audience members to write to their MPs, to the Arts Council, to 10 Downing Street, to anyone who might help to keep his company afloat. The force of his personality, and the force of his argument, did the trick.

"When Christopher arrived here," says the NBT's senior ballerina Jayne Regan, "we were the fourth or fifth ballet company in Britain. Today we are the No 1 dance theatre. Christopher did that. He set out to create a niche for us, a unique way of performing that is special to us."

The power of Gable's vision can be seen in the full houses, extended tours and hefty business sponsorship, plus of course a lottery scheme that is meant to provide NBT with a purpose-built home in Leeds by 2002. Gable did his job so well that even his death from cancer last October did not mark the end for NBT. Today no one doubts the company is strong enough to survive him.

"We are so successful that I am regularly forced to turn down booking offers," says NBT's executive director, Mark Skipper. "We could not dance any more performances [90 per year] than we already do. And we have built up such loyal audiences in this country that I often have to say no to invitations from abroad." In the process of all this success, NBT has even managed to balance the books. "Five years ago we had a deficit of half a million. This year it's gone."

The company's populist success has not come without drawbacks. His such as the perennial favourite *A Christmas Carol* or the record-breaking *Dracula* are strong on atmosphere but weak on choreography. The intense theatricality of Gable's productions has often been achieved despite, rather than in tandem with, the dancing. But now it seems as if *Carmen*, which opens a long tour in Leeds on February 22, could restore the company's credibility to NBT.

Didi Veldman is *Carmen*'s choreographer. A member of Rambert Dance Company since 1994, the Dutch-born dancer began her career in Amsterdam with the classical company Scapino. *Carmen* is her first full-length show.

Importantly, for Veldman's sense of verisimilitude, neither *Carmen* nor any one else in the cast is donning pointe shoes. In fact most of the cast will be

'The positive feeling of this place: that is the legacy of Christopher Gable'

wants to eradicate as quickly as possible. Mindful of that other northern troupe, Scottish Ballet, which is moving into its second year without a new artistic director, Skipper wants Gable's successor in place by the end of March.

"We have winnowed the shortlist down to eight people and we are already inviting them here to talk to us, to see and meet the company. If the right person turns up, and I think they will, what's the point in waiting?"

Three weeks after *Carmen* opens NBT will be back at Sadler's Wells with *Dracula*. It is the first London visit for the company in five years, but plans are already being negotiated for *Carmen* to be seen at Sadler's Wells in 2000.

Corning to the capital is a gamble because NBT's touring funding from the Arts Council doesn't extend to London visits. Even so, Skipper believes now is the right time because the company's main sponsor, the Halifax, has agreed to advance extra money to make it viable. "Besides, the way we're looking at it, our return to London is a big step into the future. Christopher would have been so proud."

● *Carmen* is at the Grand, Leeds (0113 222 6222) from Feb 22; *Dracula* is at Sadler's Wells (0171 863 8000) from Mar 17

ed their artistic impetus, but such place, at its conclusion, stood satisfyingly complete.

Shipp was also on hand for saxophonist Ware's segment of the programme, leading a rhythm section completed by bassist William Parker and drummer Susie Ibarra.

Like Mitchell, Ware has clearly been profoundly influenced by the free music of the late 1950s and 1960s that reached its apogee in Coltrane's later work. Unlike Mitchell's, however, his quartet music has relatively conventional triggers — repeated bass riffs, scrambling heads, the occasional straightforward theme — for its subsequent improvisational freedom. It is Ware's tenor sound, though, that grabs the attention: rich, almost fruity — even the tuning-up process elicited massive, ringing tones from him — it enables him to invest his music with extraordinary power and majesty, faultlessly propelled by Ibarra's supple strength and by the constant inventiveness of Shipp and Parker.

With a shortish second half involving all five musicians in fierce collective improvisation, this was a compelling, uplifting evening's music. The question, however, remains: why don't equally exhilarating UK bands — Mujician, Dreamtime, Elton Dean's various outfits — receive similar acclaim?

CHRIS PARKER

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LAW



Seeking justice: Martin Cadman, whose son Bill was killed in the Lockerbie explosion, faces the cameras as he speaks to reporters

Let the people see the Lockerbie trial

The BBC wants to film the forthcoming Lockerbie trial in the Netherlands. As a trial and as a broadcast, this would make legal history.

Two Libyans, Ali Mohamed al-Megrahi and al-Amin Khalifa Fhima, are accused of planting the bomb that exploded on Pan Am Flight 103, on December 21, 1988. In all, 270 people died, including people on the ground in Lockerbie.

The trial, to be held under Scottish law, in a specially built courtroom, will be Britain's biggest mass-murder case. Instead of a jury, there will be three Scottish judges.

The move by the BBC represents the sternest test yet for a set of strict legal guidelines announced in 1992 by Lord Hope of Craighead, who was then Lord President, the head of the Scottish judiciary. The guidelines resulted in BBC's pioneering documentary *The Trial*. Known as practice directions, they were specifically designed to encourage documentary and educational programmes. The directions state that they will allow "the use of TV in other cases where there would be no risk to the administration of justice".

The practice directions made it possible for TV cameras to film cases in the Court of Session and the High Court of the Justiciary, north of the border. However, TV cameras are

There is no good legal reason to ban television coverage from inside the Dutch courtroom, say Dan Hogan and Dr Paul Mason

banned from courtrooms in England and Wales under Clause 41 of the 1925 Criminal Justice Act.

Alistair Bonnington, the BBC's legal adviser in Scotland, is making a strong case to the Scottish judiciary to allow the corporation to film the Lockerbie trial. He said that had the trial been scheduled to take place in America, it would have been televised. Without TV coverage, it would be difficult for relatives to follow proceedings. Mr Bonnington said: "My view is that television is fulfilling a democratic function by providing people with the opportunity to view something which in normal circumstances would not be convenient or expedient to do so."

Under the practice directions, the presiding judge would still have the final word on what footage could be broadcast. Mr Bonnington said that, ideally, editorial con-

trol should belong to the BBC. It is unclear whether the guidelines would allow "gavel to gavel" live coverage as in the O.J. Simpson and Louise Woodward trials. These state:

"In view of the risks to the administration of justice, the televising of current proceedings in criminal cases at the first instance will not be permitted in any circumstances."

However, Mr Bonnington said, for the first time in the Scottish system, the case would be heard in a higher court without a jury.

That removes a huge barrier. A big problem with contemporaneous reporting is when jurors go home at night and watch TV news and the selectivity of editing skews their memory. The judges will, Mr Bonnington said, be "perfectly capable" of being above such media distractions.

Nick Catliff, the producer of *The Trial*, is working hard with the BBC to ensure that

the proposed broadcasting of the Lockerbie trial goes ahead. Mr Catliff is now a director of Lion Television, which has produced programmes such as *Trial by Jury* for the BBC.

That feature real-life barristers and judges hearing a fictional criminal case.

It took two years to make *The Trial* because of complex negotiations with defence lawyers, the prosecution and the judge before consent was granted to film any of the cases featured in the series. Filming *The Trial* cost more than £180,000 an hour — six times more than covering a sporting event.

As for the Lockerbie trial, Mr Catliff added that the practice directions were strict, but workable. "This, in its own way, is the case of the century," he said. "But the same process has to be gone through, whether it is a shoplifting case or the Lockerbie bombing."

Professor Robert Black of Edinburgh University, who first proposed having the Lockerbie trial take place in a neutral third country, said: "I

This, in its own way, is the case of the century

did an interview before Christmas with the American broadcasting company ABC and it was blithely assuming that there would be television cameras in court."

• Dan Hogan and Dr Paul Mason are co-ordinators of the Southampton Institute Centre for Media and Justice. The issue of broadcasting in British criminal trials will be the subject of the Cameras in the Courtroom Conference at the Southampton Institute on Friday. For conference details phone 01703 39509 or e-mail dan.hogan@solent.ac.uk

When legal and judicial functions no longer mix

The judgment by his colleagues that Lord Hoffmann should not have participated in the Pinochet case, given his close connections with Amnesty International, is having an immediate impact on judicial practice. Judges are now declaring interests, however remote, before they hear cases. A recent European Commission of Human Rights decision confirms that more fundamental questions about judicial practice are posed by the concepts of independence and impartiality. Careful consideration will need to be given to whether the Lord Chancellor, Lord Irvine of Lairg, may continue to sit as a judge in the House of Lords and whether the law lords should remain members of the Upper House of Parliament.

Article 6 of the European Convention on Human Rights states that litigants and defendants are entitled to a fair hearing by an independent and impartial tribunal. The European Court of Human Rights in Strasbourg has said that it is not sufficient that the judge is independent and impartial. It is also necessary that the judge appears so, in order to exclude any legitimate doubt on the matter.

In *McGonnell v United Kingdom*, the European Commission of Human Rights decided (by 25 to 5) that the Royal Court of Guernsey was not an independent and impartial tribunal within the meaning of Article 6. Mr McGonnell was refused planning permission to build a dwelling house on his land. When he appealed to the Royal Court, it was presided over by the Bailiff of Guernsey, who decides questions of law. The Commission noted that the Bailiff has other functions in Guernsey. He is President of the legislature and head of the island's administration.

The Commission found that these other functions "did not directly impinge on his judicial duties in the case" of Mr McGonnell, and that the Bailiff "spends most of his time in judicial functions". Nevertheless, the Commission concluded that "it is incompatible with the requisite appearance of independence and impartiality for a judge to have legislative and executive functions as substantial as those carried out by the Bailiff. Those other functions meant that 'his independence and impartiality are capable of appearing open to doubt'. That was enough to establish a breach of Article 6. The ruling would have been applauded by Thomas Jefferson, who argued that concentrating such functions in the same hands 'is precisely the definition of despotic government'."

The principle in *McGonnell*, if upheld by

the European Court, would apply similarly to the role of the Lord Chancellor when sitting as a member of the Appellate Committee of the House of Lords. He is a legislator who presides in the Upper House, and he is an important member of the executive (a minister who chairs some Cabinet committees). So even though the Lord Chancellor's other responsibilities do not directly affect the performance of his judicial functions, there are strong institutional reasons based on the principle of separation of powers for concluding that he is not independent and impartial. That argument is particularly forceful in any case concerning matters of public policy on which the Government may have a view, or any case affecting the interests of the executive: for example a revenue appeal.

As explained by Lord Eldon, Lord Chancellor at the beginning of the 19th century, there is a heavy price to pay if a Lord Chancellor is to be part of the legislature, executive and judiciary. The incumbent "must give his nights as well as his days" to the performance of the duties and must "pursue them even in the retirement of his house, and in the privacy of his closet". The European Convention may be about to lighten the burdens of the Lord Chancellor by preventing him from exercising judicial functions.

Whether the law lords should continue to sit in Parliament is one of the topics to be considered by the Royal Commission into the future of the House of Lords, under the chairmanship of Lord Wakeham. A number of law lords sit on parliamentary committees, and speak and vote on controversial matters of policy. This mix of legislative and judicial functions has long been difficult to reconcile with a principle of separation of powers. The problems will be exacerbated when, some time in the next millennium, the Government brings into effect the Human Rights Act 1998, making Convention rights part of domestic law and so requiring judges to make their own judgment about the balance between individual rights and the interests of the State.

The Lord Chancellor and the judiciary have welcomed the Human Rights Act as bringing Convention rights home. They should recognise that the constitutional reform promoted by the Convention will include changes to their own working arrangements so that the Lord Chancellor is no longer a part-time judge and the law lords are no longer part-time politicians.

• The author is a practising barrister and a Fellow of All Souls College, Oxford.



David Pannick QC

9
BEDFORD
ROW

The Chambers of John Goldring QC at 9 Bedford Row have the pleasure of announcing that Mr. Martin Wilson QC (formerly of 1 Serjeants Inn) will be joining chambers on 1st March 1999 as a tenant.

Mr. Wilson intends to retain his Hong Kong practice as well as receiving instructions from clients in the United Kingdom.

Chambers is also pleased to announce that Lord Bach of Lutterworth is now a door tenant.

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Susannah Johnson
Simon Thomas

All enquiries to Chris Owen, Senior Clerk, 9 Bedford Row, London, WC1R 4AZ. Tel: 0171 242 3555.

Legal DIARY

SO KEEN is Lord Irvine of Lairg, the Lord Chancellor, to be rid of his tight that he donated a pair to a special legal dinner last week held to raise funds for the Labour Party. The tight, in a double frame complete with photo of the wearer, fetched £1,000. Garry Hart, the Lord Chancellor's special adviser — who was auctioneer, along with Lord Falconer of Thoroton, now Minister for the Dome — insisted that they had been handwashed so there was no "hygiene problem."

But mystery surrounded the buyer. It was none other than Valerie Davies, a partner with Norton Rose and wife of Hart, who bought the lot as a birthday present for her husband, 59 in June.

The highest price in the auction — sponsored by Dobb Lupton Alsop — was for a drawing of the Dome by Richard Rogers, signed by both Peter Mandelson and Lord Falconer. This raised £1,300.

□ Geoff Hoon, Minister of State at the Lord Chancellor's Department, has fired a warning shot across the bows of the Law Society's Office for the Supervision of Solicitors (OSS). There have been growing calls from MPs for the profession to

be stripped of the right to deal with complaints against solicitors. Asked in a written question last week by the Tory MP David Amess what steps he was taking to "monitor the OSS", Mr Hoon said that he was waiting to see the Legal Services Ombudsman Ann Abraham's next annual report. "She stated in her last annual report that though the office had made some improvements since it started operating in September 1996, there is still a long way to go," he explained. "When the Ombudsman publishes her next annual report this summer, I will consider whether any further action is necessary."

□ David McIntosh, senior partner at Davies Arnold Cooper, has spent a lot of time recently trying to help the Law Society out of its troubles and stood for the vice-presidency last year. Now his own firm is experiencing some troubles of its own. It has just undergone a strategy shake-up and as part of the changes, at least five partners will leave.

□ Professor Richard Susskind, techie guru and adviser to the legal establishment on all things to do with computers,

has a new title: IT adviser to the Lord Chief Justice, Lord Bingham of Cornhill. Susskind will speak under this title at a conference next week on the future of law and the politics of order.

Susskind is in a key position: he advised Lord Woolf on his legal reforms to the civil courts; he advises the Court Service on computerising the courts, and is now advising the judiciary, and all on a part-time salary, thought to be about £10,000. His main work is private consulting, for the likes of Clifford Chance.

□ The Internet is increasingly useful as a disseminator of information but there are limits to its usefulness. Last month the Lord Chancellor's Department posted the long-awaited new civil procedure rules on its website. Lawyers are desperate to get their hands on the rules to prepare for the Woolf reforms. But many complain the document is so long it is almost impossible to download it. One poor technician at a set of chambers is reported to have spent an entire weekend unsuccessfully trying to print out the rules.

• Michael Dodd, not Michael Todd, wrote last week's article on government proposals to restrict media reporting of juveniles caught up in crime.

QUEEN'S COUNSEL

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SPRING LECTURE

NEW DIRECTIONS IN FINANCIAL REGULATION

given by

Mr. Howard Davies
Executive Chairman, Financial Services Authority

The Spring Lecture will be held at 6.00pm Wednesday 3 March 1999 in the New Hall, Lincoln's Inn, London WC2

This is a public lecture and the admission is free. Any enquiries about the lecture should be made to Mary Block ChBA Administrator on 0181-883-1700 or fax 0181-444-2368.

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London. Existing opportunity at new e-commerce venture with massive potential for adaptable commercial lawyer. Well financed co. Dynamic team. One not to be missed!
- LITIGATOR - Accountancy Firm to £42k**
London. NO-3yrs pge litigator sought to deal with professional indemnity claims, disciplinary proceedings, risk management etc in team. Some prof. neg exp to deal.
- EMPLOYMENT** to c. £43k
London. Non-contentious employment specialist with 10yrs + pge & good TUPE exp sought to join Blue Chip co.
- PARIS** 2-6yrs
International team at Euro multinational seeks commercial lawyer to support infrastructure projects (contractual and financing). Some travel. Spoken French required.
- GENEVA** c.1-3yrs
Vested role at HQ of diversified int'l co for lawyer to handle JV's, acquisitions, asset purchases & financings etc. Generous package with flex. Spoken French preferable.
- EC/COMPETITION** 3-5yrs
London. EC/competition specialist to join Blue Chip and play a vital role in advising on competition law and policy.
- TELECOMS** c.£40-£50k
London. Fantastic opportunity for a young lawyer with broad commercial and regulatory experience to manage UK operations of fast expanding telecoms group.
- CO/COM** 0-2yrs
Surrey. Blue Chip co seeks young telecom lawyer to join well regarded team. Broad int'l commercial workload with some corporate. An ideal first in-house move.
- REGULATORY** to c.£33k
City regulatory body seeks young lawyer role focused on investigating regulatory compliance of professional intermediaries.
- COMM/TELECOM** c. 2yrs
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- INSURANCE LIT.** 1-2yrs
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Very popular medium-sized City firm in an attractive location seeks an enthusiastic and committed junior lawyer. A chance to make a real contribution in the friendly team and handle top quality work in a more relaxed environment than most City firms can offer.
- EMPLOYMENT KNOW-HOW** Full/Part time
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- INSOLVENCY** NO-5yrs
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We are instructed by a number of leading City firms seeking know-how officers, either to join an established support team, or to set up a new function. If you have sound corporate transactional experience gained in a City firm and want flexible regular working hours, look no further.
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With a non-contentious property practice like this mid-sized City firm boasts, it is surprising that it is only now building up a property litigation. But this is a great chance for a newly qualified lawyer with interest in the field to benefit from getting in near the start of something major. Ref T77005
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You need to show commitment to your work and your clients as a corporate finance lawyer with 2-4 years' pge at the London office of this top 5 US firm, but if you do, you will enjoy rewards unmatched anywhere. You must come from another top practice and also be keen to travel. Ref T81655



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Openings like this come up all too rarely, so snap it up while you can. This leading media and telecoms practice needs a competition lawyer who is 3+ years qualified in any EU country to help build its Brussels office on the back of its top clients' interesting and challenging work. Ref T37817
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- CORPORATE FINANCE** To £110,000
You need to show commitment to your work and your clients as a corporate finance lawyer with 2-4 years' pge at the London office of this top 5 US firm, but if you do, you will enjoy rewards unmatched anywhere. You must come from another top practice and also be keen to travel. Ref T81655
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Watch your career prospects shoot up as an asset finance/leasing lawyer with 1-6 years' pge at the London office of this top national firm, as it has the quality work for you to thrive on and the structure to ensure that achievers are quickly rewarded. Would consider tax lawyers keen to switch. Ref T13746
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Part of the Personal Communications Sector, you will be an active member of the commercial team, undertaking negotiations with key customers, including major service providers. The scope of your role will range across EMEA and involve managing both complexity and tight deadlines. You will be expected to advise on contract structure and content, supporting sales colleagues in drafting complex agreements. You will, ideally, be a UK or European trained lawyer with relevant in-house experience. A European language, whilst not essential, would be desirable. Ref 487167

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GENERAL C



Police go into action during a hippy protest at Stonehenge: the line may look strong but a critical lack of public confidence is damaging the force's own morale

Holding the thin blue line in place

Hundreds of individuals turn every year to the civil courts to seek redress for assault, false arrest and malicious prosecution. Between 1991 and 1995, 886 people successfully sued the Metropolitan Police, but only one officer was convicted of a criminal offence.

The Police Complaints Authority (PCA) is independent of the police, but nonetheless it relies on the police to conduct their own investigations. Of 18,314 recorded complaints in 1997, only 214 were substantiated. A "success rate" of just over 1 per cent raises the question: does the current system really work?

The inquiry into the death of the young black South Londoner, Stephen Lawrence, in a racist attack has made that question even more relevant. The inquiry's report, due to be released this month, is bound to make strong recommendations for reform of the police complaints system.

The "critical lack of public confidence" identified by the Home Affairs Select Committee is not surprising. And as Lord Colville said in 1992: "If a disciplinary system seldom if ever reaches an adverse decision, it is more likely that the system is faulty than that nobody in that profession or discipline ever makes even the most minor mistake or commits some foible. The profession or discipline loses

more in efficiency and usefulness than its individual members gain by real or perceived immunity."

Calls for an independent investigation authority (IIA) are no longer heard solely from academics, lawyers, campaigners and complainants. There is an emerging consensus on this issue, which includes the select committee and the Police Federation. In response to the committee's recommendations, Jack Straw, the Home Secretary, has announced that feasibility studies will be undertaken, and that new disciplinary regulations will be introduced in April. Though the Association of Chief Police Officers' formal position is to retain existing arrangements, it has said that "if something came along that was good, persuasive and cheaper, we would not stand in its way".

The terms of the debate are shifting now from whether and why we need an IIA to how it would function. Liberty is undertaking a one-year

As we await the Stephen Lawrence report, how can public confidence in the police be restored, asks Liz Parratt

research project, funded by the Nuffield Foundation, to identify a realistic model. What are its essential prerequisites to ensure that it secures the confidence of both the public and the police? First, it must guarantee that police officers are accountable to the law. It must be open, accessible, efficient, thorough and fair. Clear divisions of responsibility between the system and the police will be essential. Its functions must be undertaken with the fullest understanding of discrimination and equality issues, especially race. To secure the confidence of the police, it must have due regard to issues of operational and managerial independence. It must afford

police officers the full protection of the law. These are ambitious and demanding aims. Identifying how they could best be met will require intensive research and wide consultation. One possible starting point might be the Hayes report, which formed the basis for the new arrangements in Northern Ireland, likely to be operational by June.

Under the Hayes model, complaints could be registered anywhere, and it would be for the IIA, not the police, to determine what is or is not a complaint. Judges, magistrates and lawyers would be able to refer directly to the

IIA, which would also have power to intervene even in cases where no complaint had been made. Trivial matters could be taken up through informal resolution. Others could be filtered by the IIA. Some could be referred back to the police, and independent investigations could be reserved for more serious complaints, such as those potentially involving criminal conduct and those raising an issue of public interest — for example, racism or harassment. The problems of informal resolution are widely recognised, and will need to be considered. But matters suitable for informal resolution could gradually be extended if and when public confidence improved. Some issues would be easily resolved: for example, the Home Office already accepts the need to lower the standard of proof. But there are many others pending. Who should staff it? Lawyers, magistrates, journalists, Department of Social Security and Inland Revenue

staff would all have the necessary skill to get at the truth and, once trained, would be able to root out malpractice. But would it be acceptable to employ former police officers? Should there be a central location, or would it need a regional office for each of the 43 police forces? Should it be based on the quango model, governed by a panel of the great and the good, or would a different model be more appropriate? A further issue is whether officers under investigation should be entitled to rely on their right to silence. Most employees do not have such a right, but they are not subject to independent investigation, which has a direct consequence on their employment. At present, the police service itself takes disciplinary proceedings against police officers. But the PCA has encountered difficulties where those in charge of a police force have been reluctant to take action against police officers and when forced to do so have "prosecuted" in a last-lure way. Should an IIA also "prosecute" at disciplinary hearings, or is the separation of roles too important? Liberty believes that an IIA must become a reality. The report of the Lawrence inquiry may yet be the decisive factor in achieving this.

● The author is an official with Liberty.

Rich ground for British lawyers

A boom in international law is good for London, says Edward Fennell

Next week Jeremy Carver, a distinguished senior partner at Clifford Chance, will receive the insignia of the CBE for services to public international law. Rarely has such an award been made before and it reflects both Mr Carver's own highly personal skills and the growing profile of this field of practice.

The increasing number of cases taken to the International Court of Justice (ICJ), the far-reaching influence of the World Trade Organisation and the growth in state-to-state arbitration have all fuelled the demand for the services of what is still a relatively small band of experts.

Mr Carver's first case, in 1969, was of a kind that has become all too familiar 30 years later. Following the takeover of Aden in Yemen by the communists, a number of Western bank staff were kidnapped. Clifford Chance, whose international credentials stretched back to representing Cecil Rhodes and his Rhodesian interests, was brought in to act on behalf of their employers. The staff were released quickly and Mr Carver embarked on a career which has presented him with a series of unique cases.

Probably the most important was the rebuilding of the International Tin Council in 1985 — a matter involving six years of work on behalf of 68 creditors and 23 states plus the European Community. "One needs to think beyond the normal restrictions of jurisdiction in order to create order out of what is frequently chaos," Mr Carver says. Largely because of his own enthusiasm, Mr Carver has built a

strong team at Clifford Chance. There is an equally substantial outfit at Herbert Smith, Allen & Overy has regular involvement in this work and so has Richards Butler, where the lead is taken by Mike Mackenzie-Smith based in Paris.

Typically Mr Mackenzie-Smith's cases involve border disputes. These have multiplied in number and complexity following the break-up of the Soviet Empire. The legal status of the Caspian Sea, for example, is a particularly hot issue because it involves not only lines on the map but, potentially, huge oil reserves and a number of rival, freshly independent countries.

Eversheds too has recently found itself plunged into these disputes by virtue of its takeover of Frere Cholmeley. Rod Bundy, an American based in the firm's Paris office includes among his regular clients the Governments of Iran and Indonesia. Mr Bundy regularly pleads (unlike his British equivalents) before the ICJ. Chief among his battle honours are the work he did in connection with the Iran-US tribunal in the wake of oil nationalisation and in the aftermath of the Tehran hostage crisis.

Campbell McLachlan, of Herbert Smith, says: "We are on the edge of an explosion in public international law and London is well placed to pick up much of the work. The importance of London as an arbitration centre, the critical mass of lawyers based here who specialise in the field and the general standing of English law should mean that we are the preferred choice for cases involving governments."

'One must create order out of what is frequently chaos'

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1999 BANKING SALARY SURVEY - Taylor Root produces an annual banking salary survey which includes predictions for 1999 and the opportunities available for lawyers to work overseas and to move into different business areas within the bank. Please call Joylon Smart for your free copy on 0171 415 2828.

US FIRMS - PARTNERS - Although the roles listed below are for assistants, numerous roles exist for partners in the areas of projects, capital markets, corporate and taxation. An entrepreneurial approach is essential in all cases. Please call Nick Root for a confidential discussion on 0171 415 2828. Evenings: 01483 860298.

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For further information on this small selection of positions or for a more specific and confidential discussion please call Gill Jones, Alison Port or Paul Roxburgh (practice) or Nick Hedley, Caroline Nussey or Joylon Smart (in house) on 0171 415 2828 or write to them at: Taylor Root, 179 Queen Victoria Street, London EC4V 4DD. Fax: 0171 463 0741 Email: gilljones@taylor-root.co.uk

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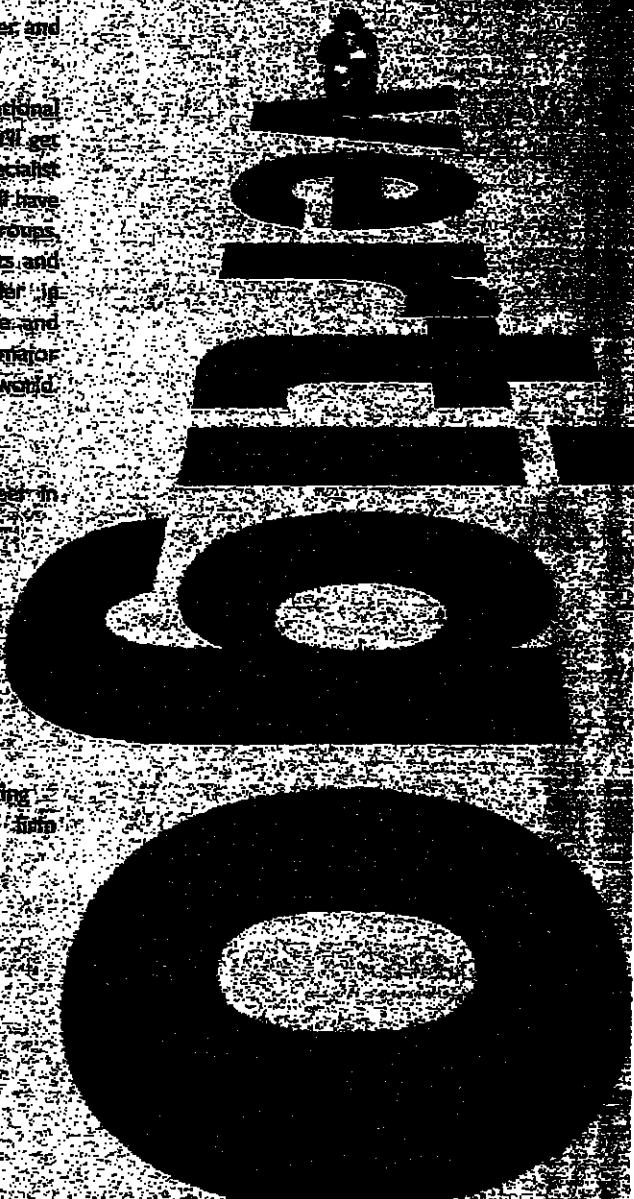
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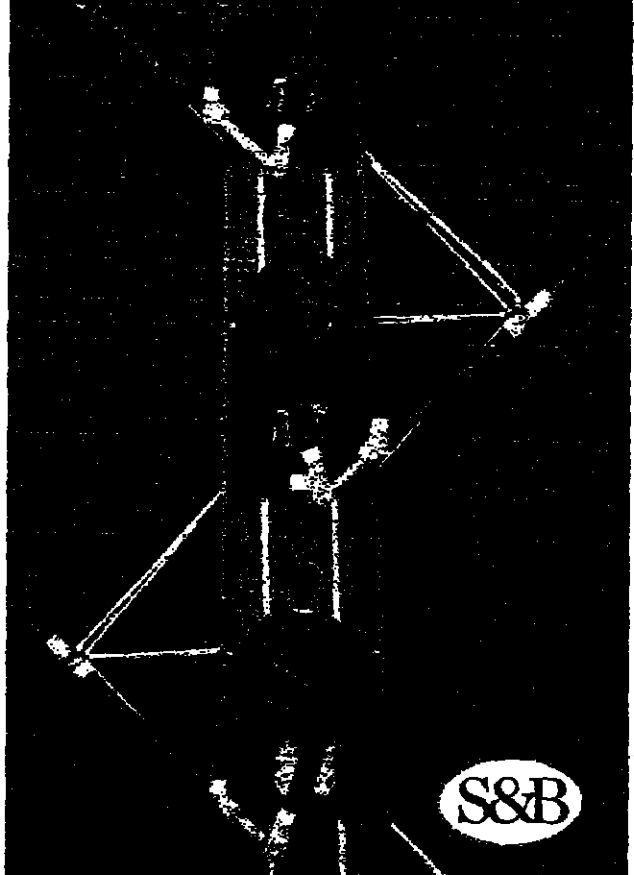
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The prestigious City law firm currently seeks to recruit a media litigation lawyer with between 4 and 6 years' hands on litigation experience. Some degree of media/litigation experience would be an advantage together with a strong academic background. This is an exciting opportunity offering excellent career prospects within a fast-growing and progressive environment. Superb salary and benefits. (Ref. 25652)

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On your head be it, my son

Was the FA on safe legal ground in sacking Glenn Hoddle? The FA has a good case, says James Davies

Glenn Hoddle's employment appears to have ended on agreed terms and a pay-off of £500,000, rather than an acrimonious legal battle. But what of Mr Hoddle's legal rights or those of anyone else who faces the sack because of their personal views, however unacceptable they might be to other people?

First, Mr Hoddle had the protection of his contract of employment. His right to compensation for the breach of his contract would have depended on whether or not his conduct struck at the root of the confidence that his employer, the Football Association, must have in him. It seems the FA may have taken the view that the conduct was not so serious. Otherwise, why pay Mr Hoddle such a large severance payment?

What about the fairness of the dismissal? It is possible, as the law stands, that the FA could have dismissed Mr Hoddle fairly. Another case in which an employer acted fairly in dismissing an employee for the expression of personal views concerned a ledger clerk sacked for refusing to take off what her employer regarded as potentially offensive badges supporting lesbianism. The tribunal ruled that the employer was reasonable to consider the wearing of the badges potentially offensive to customers and other employees.

Mr Hoddle had, however, expressed his views previously on BBC radio without, it seems, any warning from his bosses. He may well have concluded that such action amounted to tacit consent for his media pronouncements. This might have affected the fairness of any dismissal.

Laurie McLennan, the Northern Ireland football team manager, may well be in a stronger legal position than Mr Hoddle found himself. In Northern Ireland religious discrimination is outlawed under the fair employment legislation.

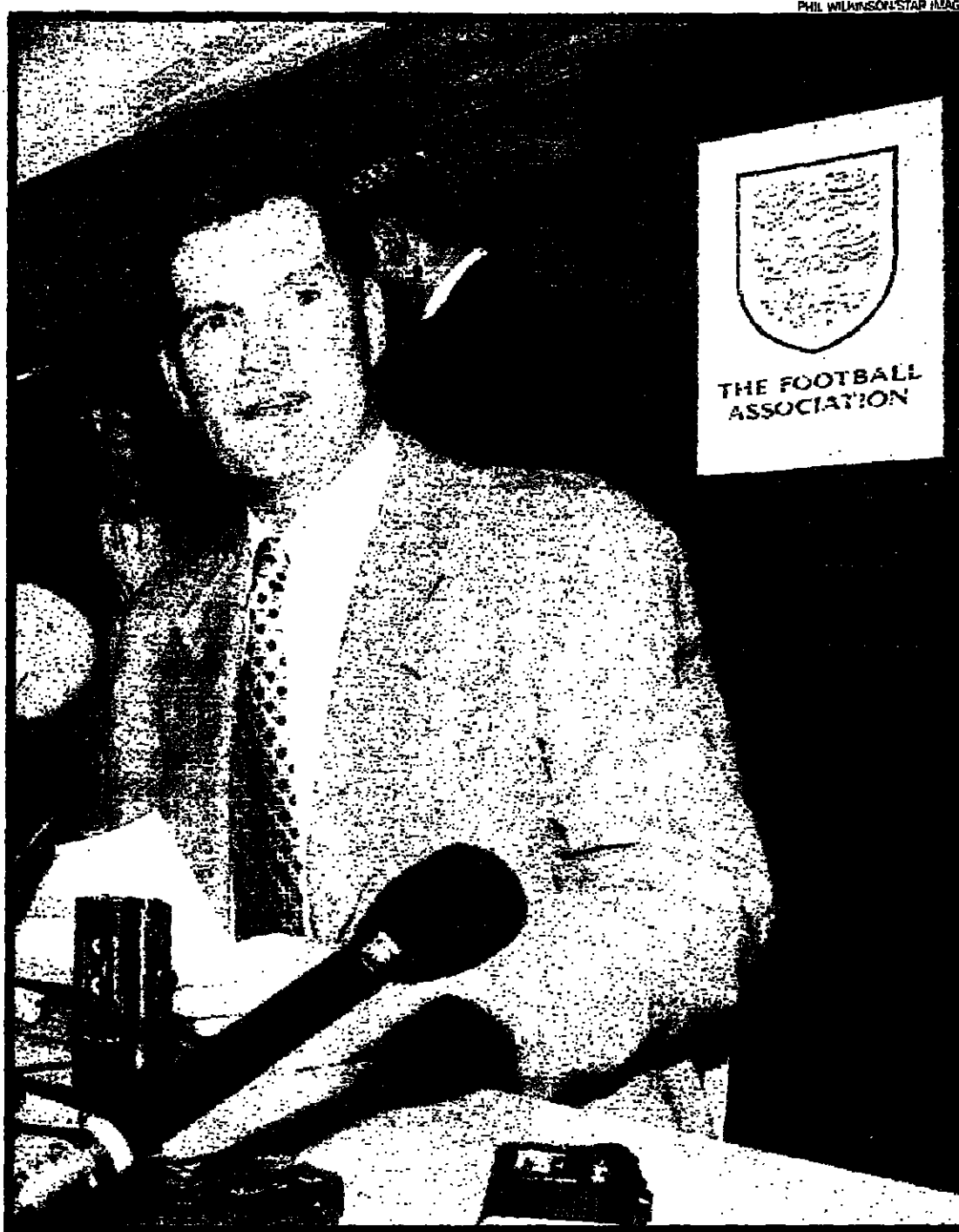
Mr Hoddle might have argued that any dismissal because of his views on reincarnation was religious discrimination.

The episode also highlights the potential importance of the Human Rights Act 1998, which is likely to come into force next year, bringing the freedoms found in the European Convention on Human Rights firmly into UK law. Articles 9 and 10 of the Convention set out rights to freedom of thought, conscience and religion and to freedom of expression respectively. I do not know what aspects of Mr Hoddle's actions most concerned the FA, so it is difficult to assess whether his Convention rights might have been interfered with.

If Mr Hoddle's departure related to his dealings with the media over a period of time, then his Convention rights may not have been infringed. If, however, the concerns related to his religious views or his expression of them, then the position may be different. The rights under Article 9 have already been held to cover religious views such as the Krishna Consciousness Movement, Jehovah Witnesses, Scientologists and even the Omkara-nanda and the Divine Light Zentrum which, some would argue, embrace wackier views than those espoused by Mr Hoddle, and Article 10 would cover freedom to express opinions, however objectionable.

In any event, two potential defences might have come to the FA's aid: the possible legitimate aim of the limitation of these freedoms — for example, the rights of disabled people. It is not clear, however, that it is necessary to curtail Mr Hoddle's rights to broadcast his views on karma in order to protect the rights and freedoms of disabled people.

The second defence is the proportionality of any infringement of his



The outgoing England coach under pressure: Glenn Hoddle takes questions from the media as he resigns

rights. In one case a Turkish Army judge who was retired for holding unlawful fundamentalist religious opinions was held not to have had his Convention rights breached. The European Court of Human Rights considered that by embarking on a military career, he had accepted certain limitations on his freedom.

Similarly, measures to dismiss employees for expressing views incompatible with their employer's interests have been held not to conflict with Convention rights. For example, a doctor who expressed views on abortion objectionable to his Roman

Catholic hospital employer was held not to have had his Convention rights infringed. On the other hand, the suspension of a German teacher on the grounds of her Communist Party activities was held to infringe her rights to freedom of expression in a case where there was no criticism of her work and membership of the party was lawful. The court found the interference with her rights to be disproportionate.

Mr Hoddle's dismissal, even if otherwise interfering with these freedoms, may nonetheless therefore be proportionate and lawful, bearing

in mind the specific place the England football team holds in British hearts necessitating the trust and respect of players and public alike. Like the Catholic doctor or the Turkish judge, he could be said to have accepted limitations by accepting the job. Once respect and trust evaporated, Mr Hoddle's position became, rightly or wrongly, untenable and it is far from clear that the law, even once the Human Rights Act comes into force, could have been his saviour.

● The author is a partner in the employment department of the London solicitors Lewis Silkin.

The FA is not offside over TV rights

Whose games are they anyway? Simon Carne goes for goal

The Office of Fair Trading objects to the way the FA Premier League sells the television rights to football matches. The OFT says that if any other business behaved like the Premier League, the competition authorities would intervene.

The OFT's argument, supported by Richard Prowse (Law, January 26), is that the 20 football clubs (or "businesses") that compete in the Premier League are acting as a cartel by joining together to agree on a broadcasting contract with one television company. The OFT's mistake is to think that the 20 clubs can be separated from the league and invited to negotiate their rights individually. This argument misses the point of how they derive their value.

A football match between, say, Arsenal and Liverpool cannot be separated from the competition it falls within. The commercial value of such a match depends on whether it is played in the league, the cup (which cup, which round?) or a friendly, when it usually has no value at all.

If you cannot separate the matches from the tournament without destroying the economic value of the matches, there is little logic in attaching the emotive label "cartel" to describe the tournament-organising body. After all, the regulatory response to a cartel is normally to break it up. But not even the OFT wants to break up the Premier League, only its television contract.

Faced with the real question — whether the TV rights to a sporting tournament should be owned by the organising body or by the participants — it is instructive to look at what

would happen if the law favoured the participants. Try to imagine Wimbledon's tennis tournament if the players, not the All England Lawn Tennis Club, owned the television rights. To satisfy the OFT, the rights would have to be broken down match by match and awarded to the two (or four) players in each one.

However, the rights would be unenforceable without access for the cameras. Is the All England Club to be forced to provide facilities for any and all broadcasters that the individual players choose to bring on to court with them? It is true that the law can be used to enforce property if the property is an "essential facility" being used in an anti-competitive manner. But not even the most hawkish of competition authorities could declare the tennis courts of Wimbledon an "essential facility".

Would the position be different if the sport were football and the event was the FA Cup Final at Wembley — or the semi-finals played at other venues of the FA's choosing? Clearly not. Ownership of the TV rights would, again, be of no use to the clubs without the ability to ensure access for the TV company of their choice.

The access problem goes away only if the matches are played at venues owned by one or other of the teams. But does it make any sense at all to say that a football league's TV deal is anti-competitive if matches are played on a "home and away" basis, but not if they are on a neutral ground? And, if the court says it does, won't the clubs just sell their grounds?

● The author is a consultant specialising in regulatory affairs.

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Resolute Gough calls the tune

FROM JOHN STERN
IN WELLINGTON

WELLINGTON (first day of four; England Under-19 won toss; England Under-19, with six first-innings wickets in hand, are 16 runs ahead of New Zealand Under-19)

ALREADY leading the three-match series 1-0 and with Michael Gough, the captain, winning an important toss on the first day of the second international match at Basin Reserve yesterday.

The New Zealand batsmen were disconcerted as soon as they had seen Matt Whiley seam a ball across Michael Pappas, who made a century and a fifty in the first match, and knock out his off stump. By lunch they were 42 for six and, half an hour before tea, they were all out for 110. Joe Tucker taking five for 35.

Scoreboard45

Having begun the day well, Gough ended with the upper hand, too, batting with all the good sense and resolution that watchers of Durham are coming to admire. He offered one chance, edging Hammond between first and second slip, but he remained on 65 not out at the close.

Paul Franks, the Nottinghamshire pace bowler, is to join the England A tour of Zimbabwe later this week (Thursay Petropoulos writes). Initially, no replacement was thought to be needed for Paul Hutchison, who flew home suffering from a bulging disc in his lower back, but subsequent injuries to Melvyn Betts and Steve Harmison have left the squad's bowling resources worryingly thin.

Michael Bevan, the Australia all-rounder, who was to begin a three-year contract with Sussex next season, will not now play in the county championship until 2000. He will be replaced by Michael Di Venuto, his compatriot.

India's ten-wicket hero garlanded with national acclaim

Kumble counts the price of fame

DOZENS of unopened telegrams lay strewn around the room and an ice bucket holding champagne sat on a table next to a huge bouquet of flowers. Anil Kumble tried to sound sincere as he apologised for the state of his temporary home, but there was not a lot of sorrow in his voice.

In the hours immediately after he joined Jim Laker in taking ten wickets in a Test innings, Kumble said that the magnitude of the feat would not sink in until he saw the newspapers the next day. By the time those papers were delivered to the Taj Palace Hotel in Delhi he had shaken so many hands, accepted so many messages of congratulation, that the achievement could not have failed to register.

His figures of ten for 74, which helped India to a first Test win against Pakistan for 19 years, made front-page news in all parts of the country at a time when certain political parties are believed to be close to toppling the Vajpayee Government. "Words fail this headline," the banner of the *Asian Age* proclaimed in large capitals. "Pakistan Kumbled at the Kotla," the *Indian Express* opined, referring to the Ferozeshah Kotla ground where the leg-spin bowler had mown down Pakistan.

Yet it was a small, down-page story in *The Times of India* that offered a clue to the rewards that will accrue. J. H. Patel, the chief minister of

Kumble's native state of Karnataka, has announced a reward of 100,000 rupees (about £1,500). In an economy in which a weekly wage of £10 equates with relative affluence, this represents an enormous sum.

Kumble, a graduate in mechanical engineering from the University of Bangalore, understands that fame carries a price. He has witnessed at first hand the restrictions imposed upon Sachin Tendulkar by the demands of fandom and he has no desire to be on that level of superstardom.

"I pity Sachin, but that is what you have to put up with in India," Kumble, 28, said. "Basically I am a quiet, down-to-earth man and I do not intend to change. I can still have my private life. Sachin will still be the biggest player in our cricket. I think the children will still like to bat like him rather than bowl like me."

"Having said that, I am sure what happened will make people change the way they look at me as a bowler. Maybe I will be seen as a special personality and I do not know whether I will enjoy that. From the moment I took the tenth wicket, everybody has made me feel really special. The people around me, the press and the media are making me aware of what has happened."

Everybody seems to want a part of him. When he lost the key to his room, a porter offered a replacement only after



Posters of Kumble are snapped up by student admirers in Bombay yesterday

Kumble had signed an autograph. Despite the security men, a number of young girls managed to enter the lobby to wait for a sight of the country's most eligible bachelor.

In the lift, an American tourist offered a handshake while explaining to his baffled wife that she stood in the privileged company of the fellow who had taken ten wickets the previous afternoon. "Did you know," he asked, turning back to Kumble, "that you are only the second man to do that?" Somehow Kumble managed to convey the impression that he was hearing this for the first time.

Wearing glasses, a bright T-shirt, jeans and sandals, he looked remarkably fresh given the excitement of the night before. He arrived back at the hotel on Sunday to be garlanded with flowers and the ensuing celebrations, though quiet, did not finish until after one o'clock. He did manage to find time to speak to his mother, who had watched the game on television.

"Whenever we talk before games she tells me to go out and take a hat-trick," Kumble said. "But I think to take ten wickets in an innings is even better. It is a once-in-a-lifetime achievement. As we were leav-

ing the field, Wasim Akram [his final victim] said that he always dreamt of taking all ten. So far he has not done it, but he said he was really happy for me."

Success in sport can be ephemeral. When the countries meet in Calcutta next Tuesday in the first game of the Asian Test championship, a triangular series involving Sri Lanka, Kumble is unlikely to find the pitch as helpful as the slow turner in Delhi. "Cricket is the sort of game where you cannot be complacent," he said. "I will be thinking about taking my first wicket, not the tenth."

Tired England troops launch a final assault

FROM MICHAEL HENDERSON IN SYDNEY

AS ENGLAND come towards the end of a long tour that has stretched nerve and snow far beyond what anyone is prepared to give them credit for, there is one final prize to claim. They have lost the Ashes, the main business of the trip this winter, but if they can beat Australia in the final of the bloated triangular tournament, which begins in Sydney tomorrow, they may feel they have passed muster.

Alec Stewart, a willing captain, must be coming to the end of his tether, though if he is, he is not letting on. Say what you like about Stewart, he is a professional to his fingertips and one to be admired — on the whole. Winter, summer, autumn, spring, day, night and even in the half-light, he is a cricketer, first and last. To him, this week is just another, one of many.

However, there is a problem and it must be addressed before England go into the World Cup. They have two special players — Gough and Hick — and Hick is only a special player when he is touched by Venus. Otherwise he is an ordinary Joe, who does not even bowl any more. Food for thought there, skipper.

England have done reasonably well in this competition, though the loss of four of their past five matches takes the edge off things. It does not help that Gough is struggling to overcome a thigh strain and is unlikely to play tomorrow. He came through a training session at the Sydney Cricket Ground, but nobody has given a convincing reason why he played in the last of the preliminary games. Gough has bowled heart and soul for England this winter. The least he was owed was a couple of games off, and they denied him even that luxury.

Stewart claimed yesterday

that "the aim 18 months ago was to win the World Cup. The 15 players selected will be the best 15 in English conditions". Which means, reading between the lines, that these games are irrelevant.

England can afford to lose the lot and will have lost no ground, because these matches bear no relation at all to the competition that will take place in England in early summer.

Apart from Gough, who is the spearhead and the standard-bearer of this team, Neil Fairbrother is another injury doubt. Fairbrother, over the past month, has become indispensable to England's cause. Now that Graham Thorpe has been declared unfit for the World Cup, privately if not officially, the Lancashire left-hander has assumed an importance in the team that may surprise even himself. He has excelled in one-day cricket for a decade and a half but now, at 35, he finds himself more valuable than ever.

Stewart is on shakier ground when he declares that the present party includes people who have every chance of playing in the World Cup. Mark Alleyne, who, sadly, had to return to England on Sunday after the death of his father in Barbados, has no chance of featuring in it and, if Vince Wells plays, it can only be because others are indisposed.

"There will be some unlucky people when we name the team," Stewart said. Not really. He knows full well which of these players will be invited to the feast, and so does everybody else. England go into this mini-tournament as second favourites.

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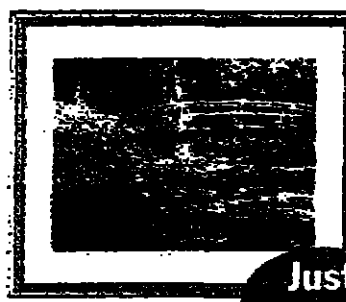
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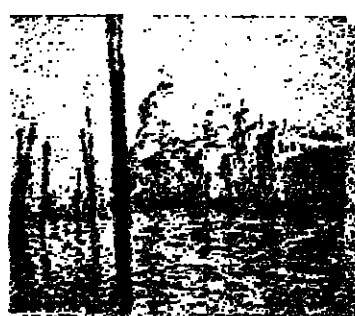
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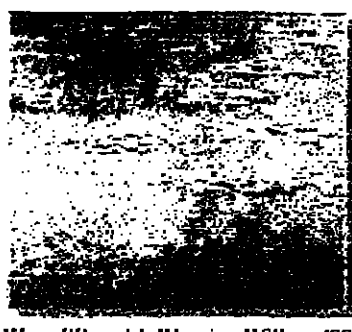
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CHANGING TIMES

Slow lane, no overtaking please

Kevin Eason talks to the president of Formula One's governing body, whose plans to make the sport safer by reducing speeds has angered drivers and enthusiasts

He asked a doctor and computer analysts, a designer and safety experts. But not Michael Schumacher. Damon Hill, or any of the other Formula One drivers lining up to accuse Max Mosley of imposing rules that threaten to ruin motor racing.

Mosley, the president of the FIA, Formula One's governing body, has forced through technical changes to grand-prix cars that are going to make overtaking near to impossible, if you believe the drivers.

Last season was the first year of narrower cars on thinner tyres with three grooves, reducing vital grip to make driving a Formula One car round corners like roller-skating on ice. This season, it will be even worse: a fourth groove has been introduced to harder compound tyres, reducing grip even further.

Schumacher gave warning that drivers are more likely to crash and Hill said that grand-prix racing will turn into a procession of cars that are unable to overtake each other for fear of going off into the gravel traps. Yet Mosley is unmoved. "There is a law in Formula One that the success of any measure is in inverse proportion to the degree of opposition it generates," he said.

It is now very difficult to overtake. But is that a problem? Is not grand-prix racing more interesting today than it has ever been because it is difficult to overtake? Obviously, from a driver's point of view, it is infuriating. But from the public's point of view, once upon a time, when car A caught car B, it would just overtake. Now it cannot, so one of the results is that pit stops are of crucial importance, adding a new and exciting dimension. The build-up to that can go on for 30 minutes, so the tension and drama is terrific.

"In the old days of slipstreaming at Monza, there would be 100 overtaking manoeuvres a race and you could go off and have lunch and come back for the final lap, because nothing mattered until the final lap. I am not sure that is better."

Mosley, in fact, has a simple question to help to analyse the appeal of Formula One: are you in favour of football or basketball?

In basketball, you see a game with 100 points or more, scoring every couple of minutes," he said. "In football, you have the tension of waiting for what might be the only goal of the game. That is the same as good grand-prix racing, the anticipation is agonising and when the moment of overtaking comes, it is so satisfying."

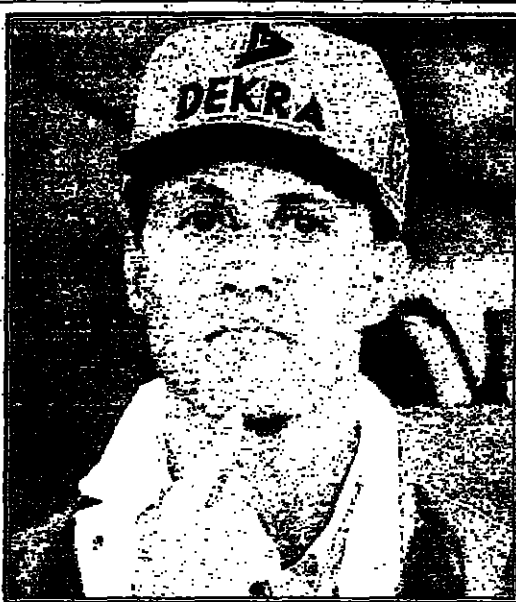
Mosley commissioned an internal report last year after it became clear that the new regulations, designed to slow down the cars and therefore make the sport safer, were not doing their job. Not only was overtaking an activity threatened with extinction, but the team engineers found their way through the red tape so that lap times were almost as fast as ever by mid-season.

The inquiry, led by Professor Sid Watkins, the FIA's chief medical adviser, and including computer experts and Harvey Postlethwaite, the chief designer at Tyrrell, was briefed to discover how to slow down Formula One yet retain the excitement of the sport by making overtaking possible. The computer specialists studied black-box acci-



Damon Hill, 1996 world champion

"The new regulations have opened great potential for a train of cars going round and round, totally unable to overtake. When you get into a bunch of cars, you feel the problem increase, handicapping the drivers and our ability to race. Everybody wants to make grand-prix racing as safe as possible but also as exciting. We have gone down a cul-de-sac."



Michael Schumacher, twice world champion

"The new tyres do nothing to help overtaking or the best drivers to show their talent. The level of effort you have to put into a Formula One car increases with the speed you go. Because the level of the grip from the tyres is lower, it is easier for drivers to find the limit. Once you have found it, there is nothing you can do to go faster. We will be spinning more."



Alessandro Zanardi, twice US Champ car champion who has joined Williams

"In Champ cars, if I braked one metre later to try to pass someone, I would miss the apex (of the corner) by one metre but I could still get past. Here, if I brake a metre later, it feels like I will go off the ideal line by 10 metres, so any overtaking manoeuvre will not pay off."



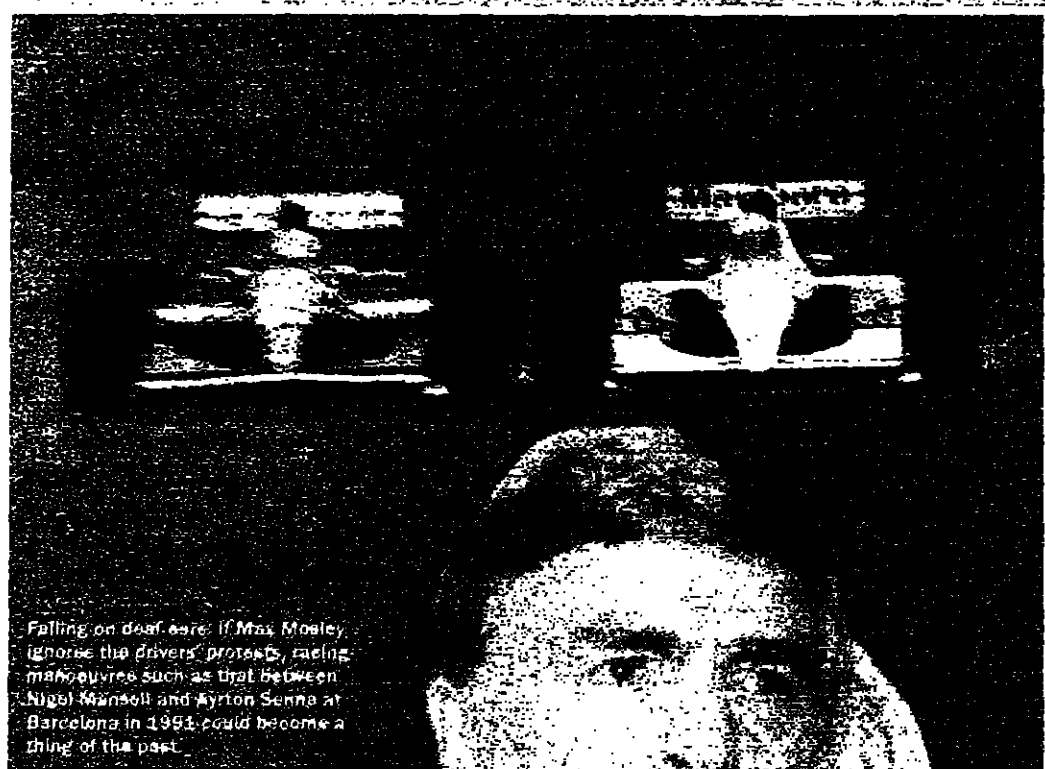
David Coulthard, McLaren No2 driver

"I don't think the cars will be much safer. The cars wander about on the straight. We will not be able to race like Nigel Mansell and Ayrton Senna did at Barcelona in 1991, when they went down the straight side-by-side. You will bang wheels. The cars are more dependent on aerodynamics and less on mechanical grip and that will harm overtaking."



Eddie Irvine, Ferrari No2 driver

"It is totally the wrong way to go - it's the easiest way, but it is the wrong way because it makes overtaking more difficult. By the time you get to a corner, one small mistake will become a much bigger mistake because the grip goes away so much quicker. We will just end up going slower and overtake much less so it will not be so interesting for us or for people watching."



Falling on deaf ears: If Max Mosley ignores the drivers' protests, ruling manoeuvres such as that between Nigel Mansell and Ayrton Senna at Barcelona in 1991 could become a thing of the past.



Jacques Villeneuve, 1997 world champion

"I don't know why we have the extra groove. I'm sure we will end up going the same speeds as last year, but last year wasn't fast enough. We get used to these speeds and it doesn't feel special. Formula One is the top of racing but has just not fast enough to make you feel like you are doing something special."



dent recorders from the cars, spending weeks in a world dominated by technology that would not look out of place in a space laboratory.

Forming technical specifications to fulfil both demands resulted in a complex formula: increase tyre grip by 50 per cent and drag by 10 per cent, but reduce aerodynamic downforce by 10 per cent. In other words, put fat, slick tyres back on cars and reduce their slipperiness through the air so that drivers

could "slipstream" into corners to overtake a competitor, even in a machine with the same horsepower.

Doing that would create cars almost the opposite of the skinny, aircraft on wheels that will be taking to the track this season.

Not that the committee's findings matter, because Mosley has decided to ignore the advice of Professor Watkins and his team. He is determined to use tyres as his primary

weapon to slow down cars that he believed were becoming dangerously fast, an opinion that was reinforced tragically in 1994 with the deaths of Ayrton Senna and Roland Ratzenberger.

"We were in the red line area," he said. "There was a cluster of accidents which came for several different and unconnected reasons. But the one thing that related them was that speeds were too high. Ratzenberger died absolutely because he

was going at a speed too high to survive."

"If a car has enormous downforce and a 10,000-horsepower engine and is on bicycle tyres, then it can't go fast, it just isn't possible, and that is why we know we have to concentrate on this area if we are going to slow down Formula One cars and ensure the sport is safe."

Mosley is an unlikely sportsport. He trained as a lawyer and has the straight-backed bearing of a minor

aristocrat, but he was also a racing driver and co-founder of his own Formula One team, March, before being elevated to his present job. So he understands more than most the wiles and intelligence of designers capable of finding a route around almost any rules.

He remains an enthusiast and is the last man to try to kill off a sport that is second only to the Olympic Games and football as a television spectacle. Apart from the criticism

of drivers and teams, he gets his fair share of hate mail from the devotees who accuse him of diluting the purity of Formula One with retelling stops and, now, the new regulations.

Mosley is sanguine about the onslaught. "Formula One is not for enthusiasts, it is for the 300 million people who watch it on the telly and if they stop watching, all the enthusiasts in the world will not save it from extinction," he said.

percentage of common parts in the MP4-14 and championship-winning car of last year is measured in single figures.

and the public shakedown yesterday was to discover faults before serious testing starts next week.

Coulthard believes the car will give him a head start. He said after his first outing in it yesterday: "The engineers have told me that this car is a significant step forward."

"We have matured as a team over the past year, particularly with Mika as champion, and that makes us more confident. We are a tight unit and it is going to take a lot to beat us. We have got something the other teams can only dream of. I just cannot wait to get started in Australia."

Coulthard's level of enthusiasm yesterday was higher than at any time since the middle of last season, when his championship challenge crumbled in a welter of mechanical breakdowns and lost confidence. Sitting alongside the champion only rubbed salt

into the wounds and he is more determined than ever to succeed.

Hakkinen believes that the greatest threat to retaining his title is likely to come from his team-mate, "David is the driver to beat this year. He was a top driver all last season but this year he is going to fight even harder," he said.

The champion's assessment of his own chances was characteristically modest, though he looks more relaxed and confident than at any time since he joined Formula One eight seasons ago. "Winning the championship lifted a huge weight from my shoulders," he said, "and I just want to win it a second time so badly."

"But I am not going to think it is easy this year or a piece of cake. There are other top drivers who want to win too, so it will be difficult and I will have to work as hard as ever."

World spies something beginning with M

FROM KEVIN EASON IN BARCELONA

DAVID COULTHARD preferred not to look for omens in the first undistinguished moments of his relationship with his new McLaren yesterday.

After jumping into the car that he wants to take him to a world championship for the first time, the Scot did not complete his first lap before the car broke down. It had to be towed back to the pits at the Circuit de Catalunya, near here, in front of a jostling band of photographers anxious to make the most of what might be their only chance this season to get close to the MP4-14.

If McLaren-Mercedes repeat their feat of last year, they will have the most technologically advanced car in Formula One this season, in spite of the minor glitch yesterday. But Ron Dennis, McLaren's team principal, knows that the technological lead lasts only until prying eyes have the chance to study the shape of his new car.

He has decided to thwart all attempts at copying the winning formula. In spite of criticism that his team seems to be suf-

fering from an unhealthy dose of paranoia.

Dennis was upset last year by a photographer who stole into the McLaren garage to snap a portfolio of pictures to give to a rival team, and he will not allow that to happen again. Once Coulthard and his team-mate, Mika Hakkinen, the world champion, pulled back the curtain on the challenger this year, it was quickly wheeled away to the security of a garage where the shutters were pulled down, as they will be all season. The early and ignominious arrival in the pits saw mechanics scurrying to cover the car, with Coulthard still sitting in it, in a huge, black sheet.

Dennis has ordered extra security at test sessions and races while the car's aerodynamic secrets will be visible only in a high-speed blur on the track.

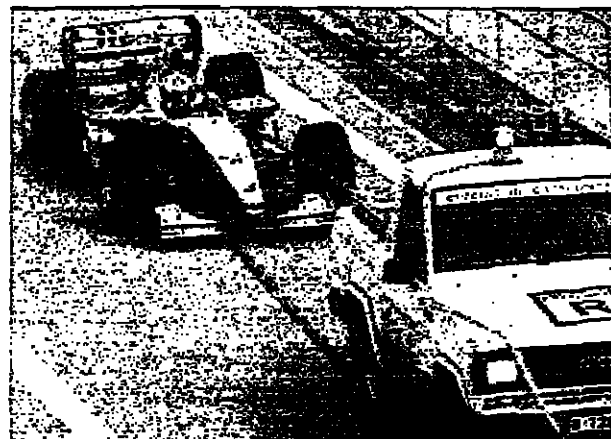
"Photographers will try to take pictures of our new car and we will try to stop them," he said. "They are the eyes of the other teams - there is no question about that. There are those

looking for more than just a casual photograph. They are deliberate and intentional."

"Coming up with new ideas and developing them is 90 per cent of the job. If other teams see something, they can accelerate months of development."

Dennis is confident that the

McLaren this year represents a more radical step forward than the car of last year, which lapped the entire field in the first race of the season. Traditionally, a new car comprises around 15 per cent of components carried over from the previous year; this time, the



Quick click: the new McLaren being towed back to the pits gives photographers a rare chance for a close-up

SNOW REPORTS									
	Station	Depth (cm)		Conditions	Runs to Resort	Offp	Weather (Spm)	C	Last snow
		L	U						
A	Andorra	86	90	Good	Open	Varied	Cloud	4	07/02
	Soldeu								
	Atzeria	90	187	Good	Open	Powder	Cloud	-3	08/02
	Kazdaru	50	255	Good	Open	Powder	Snow	-8	08/02
B	Changchun	120	460	Good	Open	Powder	Snow	-13	08/02
	St Anton								
	Canada								
	Lake Louise	135	180	Good	Open	Powder	Cloud	-4	08/02
C	France								
	Alpe d'Huez	145	210	Good	Open	Varied	Fine	-12	07/02
	Avoriaz	190	210	Good	Open	Powder	Cloud	-6	08/02
	Chamonix	210	310	Good	Open	Powder	Snow	-12	08/02
D	La Plagne	185	220	Good	Open	Powder	Snow	-10	07/02
	Les Arins	142	230	Good	Open	Powder	Cloud	-8	07/02
	Megeve	90	195	Good	Open	Varied	Cloud	-5	07/02
	Meribel	120	230	Good	Open	Powder	Snow	-8	08/02
E	Thonex	122	230	Good	Open	Powder	Cloud	-8	07/02
	Val Thorens	140	200	Good	Open	Powder	Snow	-16	08/02
	Val d'Isere	110	275	Good	Open	Powder	Snow	-13	08/02
	Valmorel	140	270	Good	Open	Powder	Snow	-12	08/02
F	Germany								
	Corfima	50	185	Good	Open	Powder	Cloud	-10	08/02
	Corfima	30	70	Hard	Open	Heavy	Cloud	-7	05/02
	Lams	70	123	Good	Open	Varied	Cloud	-10	08/02
G	Switzerland								
	Crans Montana	100	220	Good	Open	Varied	Cloud	-8	08/02
	Davos	145	225	Good	Open	Powder	Snow	-10	08/02
	Gardalp	200	310	Good	Open	Powder	Cloud	-12	08/02
H	Kitzbuhel	120	225	Good	Open	Powder	Snow	-11	08/02
	St. Johann	48	122	Good	Open	Varied	Fine	-7	05/02
	Verbena	100	155	Good	Open	Powder	Snow	-7	08/02
	Wengen	90	220	Good	Open	Powder	Snow	-4	08/02
I	Zermatt	60	130	Good	Open	Powder	Snow	-6	08/02
	Zermatt	80	290	Good	Open	Powder	Cloud	-5	08/02
	United States								
	Aspen	105	120	Good	Open	Powder	Fair	5	06/02
J	Deer Valley	230	207	Good	Open	Powder	Cloud	2	08/02
	Deer Valley								

L = lower slopes U = upper slopes

Calderwood
go as Gra
starts clear

boosts FA's
World Cup bid

LEAGUE

Top clubs
are given
their way

POOL

Mummy's boys and girls should be grateful

Nobody — some man once said — can misunderstand a boy like his own mother. Though he was probably more mother's son himself, and a view only partially borne out by Anne Parillo's film *Mummy's Boy* for Channel 4's *Cutting Edge*, an impressionistic portrait of three sons, all of whom all still lived at home with their mothers even though they worked and earned their salaries.

This is a situation many of us might find peculiar, but only because we are not Italian. In Italy men are still living with their mothers when they're 50; the men, that is, not the mothers.

Mummy's Boy was to have been the companion piece to *Daddy's Girl*, the documentary pulled from the schedules last year after Channel 4 learnt it had been hoaxed. A possessively close father-daughter

relationship had, in fact, been cooked up for the cameras.

You feel a similar trick can't have been played on the makers of *Mummy's Boy* — but mostly because all three couples featured seem so unexceptional, even if one of the mothers did glory in the attention of the cameras. This was Ranna, who, unfeelingly, told us that she'd like Simeon, her 20-year-old son, to move out because, well, he's dull and he's uninspiring company.

Actually Ranna gets on Simeon's nerves as much as he gets on hers, which is a love of sorts. Her habit of vacuum-cleaning the house at 2am, which Ranna describes as "a compulsion... some people have to have their nightcap, I have to Hoover."

Her libido's to blame. "The Hoover bit started when I was married. I'd gone off sex with my husband, and the only excuse I could think of for not getting into bed

with him was that I had to Hoover. "Oddly, there were no fathers in any of the three households featured: nor were there any truly well-to-do mummy's boys.

Others, for all their faults, at least have the bonus of being women. After watching *Snapshot: Helen Mirren* (BBC), in which the actress criss-crossed South Africa on behalf of Oxfam meeting some of the thousands of women and children whose lives have been blighted by men's barbarity, you wondered if the world wouldn't be a better place if there were fewer men around. There are 30 murders a day in South Africa: thousands of rape, muggings and carjackings every week.

With 13 million firearms in the country, many children watch shootings as regularly as your children watch cartoons. Some 300 police officers are shot dead every

REVIEW



Joe Joseph

year: combine this with their low wages, and it might explain why police don't rush in like fools into ganglands where even angels would fear to tread.

The bleakest moment of this tender and moving film-documented, like a landmine when a smiling schoolgirl her name was Lydia — volunteered a story which she hadn't even told her classmates. It was the story of

how, one night, the family car found itself driving past a gunfight between two men. Her father stamped hard on the accelerator. But once they were clear of the violence Lydia realised that her mother had been shot in the crossfire.

By the time they got to a hospital, her mother was dead, and Lydia was no longer a mummy's girl. Nor, soon after, even a daddy's girl. Unable to shoulder the burden — of what, grief? fatherhood? — her father subsequently abandoned Lydia and her two brothers.

But the film was honest enough to show smiling faces, too: faces of people who are persuading themselves that their luck will change, otherwise why bother going on? Just as Dr Johnson thought the most surprising thing about a woman's preaching was not that it wasn't done well, but that it was done at all, so the surprising thing about the process of peace and rec-

onciliation in South Africa is not that it isn't going smoothly, but that — given the daunting odds stacked against it — that there's still any process there at all.

For those who feared she'd be a luvvie on the loose, Mirren turned out to be a discreet, thoughtful and compassionate guide. Leaving Lydia's schoolroom, she confessed: "The last thing I said to her was Lydia, I promise things will get better for you. I promise you. That was all I could say. I don't know whether what I said was true or not."

You'd call what many South Africans lead "a dog's life" if it weren't that most abandoned dogs get better treatment than this. In *Animal Police* (BBC), a new docudrama following a bunch of trainees hoping to make the grade as RSPCA officers, there was even a whole afternoon devoted just to the etiquette of in-

serting a thermometer up a calf's backside. "What you must never do," said the farmer showing the nervous rookies his little thermometer, "is let go of this, because if the calf coughs, it shoots out and it takes a sharp intake of breath. It's going up in there!"

Tony Hart, 25, from Nottingham, was first up. He inserted the thermometer into the calf's rear as if threading a needle, gripping it firmly lest it get sucked in like a matchstick up a Hoover nozzle. Later Tony was practising his public speaking in front of his fellow trainees, because officers are expected to talk about the RSPCA's work to schools and institutions. "My name is Inspector Hart," Tony began, "and I'm from the RSPCA. An inspector's job is very varied, but what do you think one of the most important things is?"

If any schoolboy guesses that it's "holding on tight to the thermometer", I'll eat my hat.

6.00am Business Breakfast (37847)
7.00 BBC Breakfast News (140248)
9.00 Killy (1101373)
9.45 The Vanessa Show (14528248)
10.55 News: Weather (11013712)
11.00 Real Roads (600848)
11.25 Can't Cook, Won't Cook (16678248)
11.55 News: Weather (11013735)
12.00pm Call My Bluff (44915)
12.30 Wipeout (310557)
12.55 The Weather Show (148324199)
1.00 One O'Clock News (143335)
1.30 Regional News: Weather (147046267)
1.40 Neighbours Joel pushes his luck with Sally (125925422)
2.05 Live Snooker: Benson and Hedges Masters John Higgins takes on the Canadian Alain Robidoux for a place in the quarter-finals (3072053)
2.55 Body Spies Heavy pizza (3252373)
3.25 Children's BBC: Playdays (3249002)
3.45 The Encanted Lands: The Adventures of the Wishing Chair (2133286) 3.55 Hubbub (3272977) 4.10 Chipmunks Go to the Movies (3451172) 4.35 The Really Wild Show (5011267) 5.00 Newsround (2551335) 5.10 Grange Hill (5103577)
5.33 Rewind (1155339)
5.35 Neighbours (11) (477644)
6.00 Six O'Clock News: Weather (1422)
6.30 Regional News: Weather (1422)
7.00 Holiday Jill Denner checks out Rhythym in the Cret; Michael McNally heads for the Maldives; Sandra Gulla goes skiing in Switzerland (11808)
7.30 Eastenders Mary discovers a shocking secret (1286)



Victoria (Lisa Faulstich) saves a man's life with quick thinking (8pm)

8.00 Holly City An emergency forces Victoria to think on her feet to bring a patient back from the brink (1784544)
8.50 8.50 to Paddington Green Having successfully auditioned for the West End musical *Annie*, 12-year-old Dominique Moore eagerly awaits news of who will play the lead role (1161267)
9.00 Nine O'Clock News: Regional News: Weather (17828)
9.30 Workers at War New series. Salespeople trading in anything from computers to sexy knickers describe how they strive to achieve a specified level of attainment at work (174) (159335)
10.00 [CHOICE] Violent Crime Dramatisation based on actual events, starring Ken Stott as Dublin criminal Martin "The General" Cahill (1901002)
11.45 Death Dreams (TVM 1991) A couple experience a series of supernatural events following their daughter's accidental drowning. Eerie thriller, starring Christopher Reeve. Directed by Martin Donovan (1631064)
1.15am Weather (5581381)
1.20 BBC News 24 (56485132)

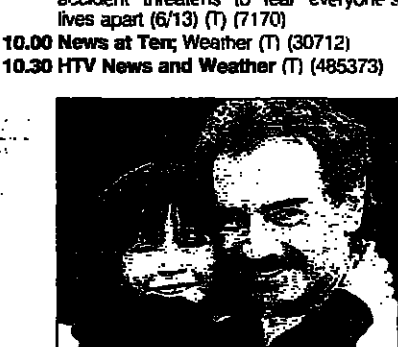
7.00am Children's BBC Breakfast Show: The Little Polar Bear (3377422) 7.05 Teletubbies (2955064) 7.30 Spork (3074731) 7.55 Blue Peter (4071039) 8.20 Taz-Mania (1756712) 8.40 Porridge (3145448) 8.50 The Little Polar Bear (3141644) 9.00 German Globbo (2250635) 9.05 Hailuo aus Berlin (2253534) 9.10 Working It Out (7735511) 9.25 Techno (4955889) 9.45 Number Time (1052557) 10.00 Teletubbies (20996) 10.30 Watch (2042151) 10.45 Teaching Today (569793) 11.15 Megamaths (5367842) 11.35 Words and Pictures (8751002) 11.50 History File (6736151) 12.10pm English Express (7078890) 12.30 Words at Lunch (60441) 1.00 Oakie Doke (34307489)
1.10 The Travel Hour (1) (5054151)
2.10 Wildlife on Two (1) (61100460)
2.40 News: Weather (1) (3479538)
2.45 Westminster (1) (3919880)
3.25 News: Weather (1) (5800278)
3.30 Live Snooker: Benson and Hedges Masters More from John Higgins's clash with Alain Robidoux (4870683)
6.00 The Fresh Prince of Bel-Air American teen comedy (1) (133248)
6.25 The O Zone (1) (402348)
6.45 Live Snooker: Benson and Hedges Masters John Parrott takes on Anthony Hamilton (784063)
7.30 From the Edge Psychiatric support for the dead and how the press portray the disabled (1) (828)
8.00 University Challenge Selwyn College, Cambridge v Leicester (1) (8199)
8.30 Rick Stein's Seafood Odyssey Rick casts his eye over a selection of tempting Thai and American dishes (1) (7606)
9.00 The Morecambe and Wise Show With the Beverley Sisters and Chris Barber's Jazz Band (1) (60915)



Danny Glover mixes with the locals on his trip across Africa (9.25pm)

9.25 [CHOICE] Great Railway Journeys Hollywood actor Danny Glover travels across Africa, along the continent's oldest railway line, the Bamako Express (1) (344170)
10.15 Coming Clean: The Truth About Housework House-proud homeowners (1) (508886)
10.28 Video Nation Shorts (1) (595441)
10.30 Newsnight (1) (162880)
11.15 Snooker: Benson and Hedges Masters (561373)
12.00am Despatch Box (24497)
12.30 BBC Learning Zone: Open University: Anytime Computers in the Arts 1.00 Hard Questions: Scott Aronson 1.30 Making the News 2.00 Schools: Special Needs — Go for It 4.00 Languages: The French Experience 9-12 5.00 Business and Training: Career Moves — Telecommunications 5.45 Open University: Taking Off 6.10 What's All This Fuss About? (17)

5.30am ITN Morning News (40809)
6.00 GMTV (9530314)
9.25 Trisha (1) (5587199)
10.30 This Morning (1) (11684806)
12.15pm ITN News (1) (7253335)
12.30 ITN Lunchtime News (1) (64267)
1.00 Shortland Street (1731)
1.30 The News and Away Robert is on the loose (1) (63538)
2.00 The Jerry Springer Show (1) (5095538)
2.45 Supermarket Sweep (1) (830654)
3.15 ITN News Headlines (1) (1106600)
3.20 ITN News (1) (4355183)
3.25 CITY: Mopelap's Shop (1000016) 3.35 Rosie and Jim (3288809) 3.50 The Wombles (2125267) 4.00 Rupert (6324199) 4.25 Mike and Angelo (3441355) 4.50 How 2 (7735248)
5.10 A Country Practice (3943267)
5.40 ITN Evening News (1) (180995)
5.59 ITV Crimewatch (305052)
6.00 Home and Away (1) (1) (333002)
6.25 WALKS: Wales Tonight (1) (287460)
6.25 WEST: HTV Weather (88938)
6.30 WEST: The West Tonight (1) (170)
7.00 Emmerdale The vet's practice is thrown into turmoil (1) (6977)
7.30 WEST: West Eye View Richard Lyddon reports on the state of overcrowded Bristol Prison (354)
7.30 WALKS: Flockin' the Wild Tracks The Vale of Cwyd (1) (354)
8.00 The Bill Garfield has to solve the mystery of a decapitated corpse fished from the River Thames (1) (180995)
9.00 Peak Practice First of a two-part episode. As David agonises over whether to leave Clare for Patricia, a terrible accident threatens to tear everyone's lives apart (613) (1) (7170)
10.00 News at Ten: Weather (1) (30712)
10.30 ITN News and Weather (1) (485373)



Jaime Jaramillo with five-year-old Santa in Bogotá (10.40pm)

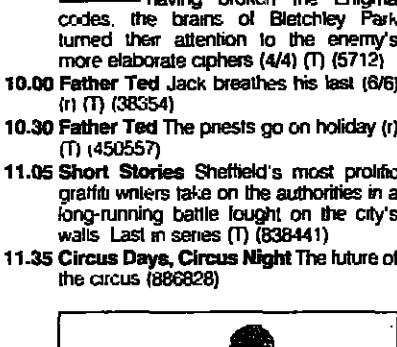
10.40 [CHOICE] Children of the Sewers Harrowing documentary about the plight of homeless children in Colombia (1) (294828)
11.40 WEST: Pleasure Palace Regional entertainment magazine (331118)
11.40 WALKS: Anatomy of Disaster Forest and bush fires (323198)
12.10am Tales from the Crypt A murdered photographer returns from the dead. Ten Hatcher stars (1) (5045836)
12.40 The Haunted Flatmate Inevitable television review with Ed Hall (5713403)
1.10 Highlander (1) (856758)
2.10 Planet Rock Profiles (1192836)
2.35 What Were They? (1) (1578403)
3.00 Judge Judy (1) (1) (80370300)
3.25 Football Extra (1) (603444)
4.20 Coach Luther considers investing in a new car (85285467)
4.45 Soundbites (85285467)
5.00 ITV Nightscreen (93316)

As HTV West except 12.20pm-12.30 Central News: Weather (1) (7253335) 1.00 Headlines (6/6) (1) (61731) 1.30 The Jerry Springer Show (1) (1756828) 2.15-2.45 Home and Away (1) (830793) 3.20-3.25 Central News (1) (4355183) 5.10-5.40 Shortland Street (3943267) 6.25-7.00 Central News: Weather (1) (337460) 7.30-8.00 Landladies (1) (354) 10.30-10.40 Central News: Weather (1) (485373) 11.40-12.45 Renegade (148712) 4.15am Central Jobfinder '99 (1) (2550372) 5.20-5.30 Asian Eye (1) (496758)

As HTV West except 12.15pm-12.27pm-12.30 Illuminations (8652289) 1.00 Emmerdale (1) (1) (61731) 1.30 The Jerry Springer Show (1) (1756828) 2.15-2.45 Home and Away (1) (830793) 3.20-3.25 Westcountry News: Weather (1) (4355183) 5.08 Birthday People (5438793) 5.10-5.40 Home and Away (1) (830793) 5.45-7.00 Westcountry News: Weather (1) (4355183) 7.30-8.00 Landladies (1) (354) 10.30-10.40 Central News: Weather (1) (485373) 11.40-12.45 Anatomy of Disaster (323199)

As HTV West except 12.15pm-12.30 Anglia News and Weather (8552287) 5.10-5.40 Home and Away (1) (830793) 5.59 Anglia Weather (1) (305052) 6.00 Anglia News (1) (1161637-00) 6.30-7.00 Anglia News: Weather (1) (485373) 7.30-8.00 Landladies (1) (354) 10.30-10.40 Central News: Weather (1) (485373) 11.40-12.45 Anatomy of Disaster (323199) 12.10-12.40 Jenny (6045836)

6.00am Sesame Street (20557)
7.00 The Big Breakfast (66385)
9.00 Schools: Science in Focus (4961441)
9.20 What the Papers Said (6222257)
9.50 Eureka (1042170) 9.45 Stop, Look, Listen (1047525) 10.00 The Number Crew (5683335) 10.10 TVM (307118)
10.25 How We Used to Live (826625)
10.45 Words of Faith (2050002) 11.00 First Edition (8222335) 11.15 Stage One (1) (6345286)
11.30 Powerhouse (1) (4731)
12.00pm Sesame Street (1) (37625)
12.30 Bewitched (1) (62368)
1.00 Pet Rescue (1) (6373)
1.30 The Millennium Minutes (90686199)
1.35 Travelog Trekks Venice (1) (47053838)
1.50 Springfield Rifle (1952) A Union officer attempts to infiltrate the Confederate forces to discover who is arming them. Starring Gary Cooper. Directed by Andre de Toth (1) (4662096)
3.30 Collectors' Lot (1) (248)
4.00 Fifteen-to-One (1) (593)
4.30 Countdown (1) (5005605)
4.55 Ricki Lake (1) (368989)
5.30 Pet Rescue (1) (6373)
5.40 Dishes Dating show (1) (1) (460)
5.50 Home Improvement (1) (712)
7.00 Channel 4 News: Weather (1) (93806)
7.50 The Millennium Minutes (1) (584354)
8.00 Brookside Neil reveals the rapist's identity (1) (3267)
8.30 Classic Aircraft How developments in the field of fighter aircraft led to creation of the hugely successful Hurricane. Last in series (8/8) (1) (5002)
9.00 [CHOICE] Station X Insight into how, having broken the Enigma codes, the brains of Bletchley Park turned their attention to the enemy's more elaborate ciphers (4/4) (1) (5712)
10.00 Father Ted Jack breathes his last (8/8) (1) (38354)
10.30 Father Ted The priests go on holiday (1) (450557)
11.05 Short Stories Sheffield's most prolific graffiti writers take on the authorities in a long-running battle fought on the city's walls. Last in series (1) (838441)
11.35 Circus Days, Circus Night The future of the circus (88828)



Christopher Lee as the mysterious Lord Summerisle (12.40am)

12.40am The Wicker Man (1973) Puntanial police officer Edward Woodward falls foul of a pagan cult on a remote Scottish island. Horror, with Christopher Lee. Directed by Robin Hardy (1973)
2.15 Lord of the Flies (1963) Adaptation of William Golding's novel about a group of schoolboys who descend into savagery while marooned on a tropical island. Directed by Peter Jackson (1963)
3.45 Two Minutes One (1) (1) (18627294)
4.00 Schools: The English Programme (873294) 5.30 On Limits (8267792)

6.00am 5 News and Sport (6801606)
7.00 WorldWide Efforts to educate the women of Kerala in India (1) (1) (6076847)
7.30 Milkshake! (8892101)
7.35 Winnie's House (1) (3221373)
8.00 Harekazo (1) (404847)
8.30 Dappledawn Farm (1) (4603118)
9.00 Instant Gardens (1) (4087170)
9.30 The Oprah Winfrey Show (1) (674809)
10.20 Sunset Beach Emily is blinded while driving (1) (1174282)
11.10 Leesa (583635)
12.00pm 5 News at Noon (1) (4074606)
12.30 Family Affairs Maria and Sergio come to crisis point with Roy (1) (1) 5 News Update (901980)
1.00 The Bold and the Beautiful Lauren gives Grant a warning (1) (6075118)
1.30 The Roseanne Show Rick Estrada, star of cult US soap CHIPS, joins the outlandish comedian for a chat: 5 News Update (9016151)
2.00 100 Per Cent Gold (5264880)
2.30 Good American Lifestyle magazine: 5 News Update (1817460)
3.30 Lucky Day (TVM 1991) A mentally handicapped woman becomes the object of a custody battle between her caring sister and alcoholic mother after winning a fortune. With Amy Madigan. Directed by Donald Wry (1) (8801422)
5.20 Sunset Beach Show earlier (1) (1) 5 News Update (4546163)
6.00 100 Per Cent Computer-generated quiz (5471255)
6.30 Family Affairs Clive plans a toast (1) (6412977)
7.00 5 News: Weather (1) (572596)
7.30 Malaysian Jungle Portrait of one of Malaysia's newest residents, the proboscis monkey (1) 5 News Update (644489)
8.00 Volcano The work of volcanologists who risk death in their study of one of the Earth's most powerful phenomena, examining eruptions around the world from Colombia to Hawaii (1) (1) 5 News Update (1563118)
9.00 My Blue Heaven (1990) A New York Mafia hood takes up residence in suburban California while awaiting a court date to testify against his former cronies, and proves quite a handful for the FBI man assigned to watch over him. Comedy caper, starring Steve Martin, Rick Moranis, Joan Cusack, Melanie Lynskey and Carol Kane. Directed by Herbert Ross (1) (8973815)
10.50 Two A hard-bitten police officer forces Gus into becoming a pawn in his plan to bring down a notorious family of mobsters (8322880)
11.45 The Jack Docherty Show With The Divine Comedy (7587731)
12.25am Live and Dangerous Action from the AMA Supercross (11999010)
3.45 Asian Football Show Weekly round-up (335497)
4.40 Prisoner: Cell Block H An outbreak of trouble leads to a number of rooms being wrecked (3287010)
5.20 Russell Grant's Postcards The Tower of London (1) (9883584)
5.30 100 Per Cent (1) (9993636)

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SKY ONE

7.00am Court Duckett (86264) 7.30 The One That Got Away (86264) 8.00 Sky Jersey (86264) 8.30 The One That Got Away (86264) 9.00 Sky Jersey (86264) 9.30 The One That Got Away (86264) 10.00 Sky Jersey (86264) 10.30 The One That Got Away (86264) 11.00 Sky Jersey (86264) 11.30 The One That Got Away (86264) 12.00 Sky Jersey (86264) 12.30 The One That Got Away (86264) 1.00 Sky Jersey (86264) 1.30 The One That Got Away (86264) 2.00 Sky Jersey (86264) 2.30 The One That Got Away (86264) 3.00 Sky Jersey (86264) 3.30 The One That Got Away (86264) 4.00 Sky Jersey (86264) 4.30 The One That Got Away (86264) 5.00 Sky Jersey (86264) 5.30 The One That Got Away (86264) 6.00 Sky Jersey (86264) 6.30 The One That Got Away (86264) 7.00 Sky Jersey (86264) 7.30 The One That Got Away (86264) 8.00 Sky Jersey (86264) 8.30 The One That Got Away (86264) 9.00 Sky Jersey (86264) 9.30 The One That Got Away (86264) 10.00 Sky Jersey (86264) 10.30 The One That Got Away (86264) 11.00 Sky Jersey (86264) 11.30 The One That Got Away (86264) 12.00 Sky Jersey (86264) 12.30 The One That Got Away (86264) 1.00 Sky Jersey (86264) 1.30 The One That Got Away (86264) 2.00 Sky Jersey (86264) 2.30 The One That Got Away (86264) 3.00 Sky Jersey (86264) 3.30 The One That Got Away (86264) 4.00 Sky Jersey (86264) 4.30 The One That Got Away (86264) 5.00 Sky Jersey (86264) 5.30 The One That Got Away (86264) 6.00 Sky Jersey (86264) 6.30 The One That Got Away (86264) 7.00 Sky Jersey (86264) 7.30 The One That Got Away (86264) 8.00 Sky Jersey (86264) 8.30 The One That Got Away (86264) 9.00 Sky Jersey (86264) 9.30 The One That Got Away (86264) 10.00 Sky Jersey (86264) 10.30 The One That Got Away (86264) 11.00 Sky Jersey (86264) 11.30 The One That Got Away (86264) 12.00 Sky Jersey (86264) 12.30 The One That Got Away (86264) 1.00 Sky Jersey (86264) 1.30 The One That Got Away (86264) 2.00 Sky Jersey (86264) 2.30 The One That Got Away (86264) 3.00 Sky Jersey (86264) 3.30 The One That Got Away (86264) 4.00 Sky Jersey (86264) 4.30 The One That Got Away (86264) 5.00 Sky Jersey (86264) 5.30 The One That Got Away (86264) 6.00 Sky Jersey (86264) 6.30 The One That Got Away (86264) 7.00 Sky Jersey (86264) 7.30 The One That Got Away (86264) 8.00 Sky Jersey (86264) 8.30 The One That Got Away (86264) 9.00 Sky Jersey (86264) 9.30 The One That Got Away (86264) 10.00 Sky Jersey (86264) 10.30 The One That Got Away (86264) 11.00 Sky Jersey (86264) 11.30 The One That Got Away (86264) 12.00 Sky Jersey (86264) 12.30 The One That Got Away (86264) 1.00 Sky Jersey (86264) 1.30 The One That Got Away (86264) 2.00 Sky Jersey (86264) 2.30 The One That Got Away (86264) 3.00 Sky Jersey (86264) 3.30 The One That Got Away (86264) 4.00 Sky Jersey (86264) 4.30 The One That Got Away (86264) 5.00 Sky Jersey (86264) 5.30 The One That Got Away (86264) 6.00 Sky Jersey (86264) 6.30 The One That Got Away (86264) 7.00 Sky Jersey (86264) 7.30 The One That Got Away (86264) 8.00 Sky Jersey (86264) 8.30 The One That Got Away (86264) 9.00 Sky Jersey (86264) 9.30 The One That Got Away (86264) 10.00 Sky Jersey (86264) 10.30 The One That Got Away (86264) 11.00 Sky Jersey (86264) 11.30 The One That Got Away (86264) 12.00 Sky Jersey (86264) 12.30 The One That Got Away (86264) 1.00 Sky Jersey (86264) 1.30 The One That Got Away (86264) 2.00 Sky Jersey (86264) 2.30 The One That Got Away (86264) 3.00 Sky Jersey (86264) 3.30 The One That Got Away (86264) 4.00 Sky Jersey (86264) 4.30 The One That Got Away (86264) 5.00 Sky Jersey (86264) 5.30 The One That Got Away (86264) 6.00 Sky Jersey (86264) 6.30 The One That Got Away (86264) 7.00 Sky Jersey (86264) 7.30 The One That Got Away (86264) 8.00 Sky Jersey (86264) 8.30 The One That Got Away (86264) 9.00 Sky Jersey (86264) 9.30 The One That Got Away (86264) 10.00 Sky Jersey (86264) 10.30 The One That Got Away (86264) 11.00 Sky Jersey (86264) 11.30 The One That Got Away (86264) 12.00 Sky Jersey (86264) 12.30 The One That Got Away (86264) 1.00 Sky Jersey (86264) 1.30 The One That Got Away (86264) 2.00 Sky Jersey (86264) 2.30 The One That Got Away (86264) 3.00 Sky Jersey (86264) 3.30 The One That Got Away (86264) 4.00 Sky Jersey (86264) 4.30 The One That Got Away (86264) 5.00 Sky Jersey (86264) 5.30 The One That Got Away (86264) 6.00 Sky Jersey (86264) 6.30 The One That Got Away (86264) 7.00 Sky Jersey (86264) 7.30 The One That Got Away (86264) 8.00 Sky Jersey (86264) 8.30 The One That Got Away (86264) 9.00 Sky Jersey (86264) 9.30 The One That Got Away (86264) 10.00 Sky Jersey (86264) 10.30 The One That Got Away (86264) 11.00 Sky Jersey (86264) 11.30 The One That Got Away (86264) 12.00 Sky Jersey (86264) 12.30 The One That Got Away (86264) 1.00 Sky Jersey (86264) 1.30 The One

